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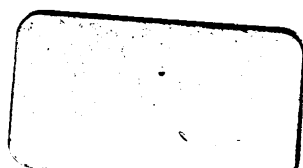
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RESOLUTIONS
AND
PRIVATE ACTS:
PASSED BY THE
GENERAL ASSEMBLY
OF THE
STATE OF CONNECTICUT,
MAY SESSION, 1845.

**PUBLISHED IN CONFORMITY WITH A RESOLUTION OF THE
GENERAL ASSEMBLY, UNDER THE SUPERINTEN-
DENCE OF THE SECRETARY OF STATE.**



State of Connecticut, ss. :
OFFICE OF THE SECRETARY OF STATE, JULY, 1845.

HARTFORD:
JOHN L. BOSWELL, PRINTER TO THE STATE.
1845.

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YRABAL BOWMAN

RESOLUTIONS
OF THE
GENERAL ASSEMBLY
OF THE
STATE OF CONNECTICUT,

PASSED AT THE MAY SESSION, 1845.

*At a General Assembly of the State of Connecticut, holden at
Hartford in said State, on the first Wednesday of May, in the
year of our Lord one thousand eight hundred and forty-five :*

**GRANTING USE OF THE STATE HOUSE IN NEW HAVEN TO THE N. H.
COUNTY AGRICULTURAL AND HORTICULTURAL SOCIETIES.**

*Resolved by this Assembly, That the New Haven County
Agricultural Society and the Horticultural Society of New
Haven, jointly and severally, are hereby authorized to make
use, for their exhibitions, of such parts of the state house in
New Haven as they may need ; under the charge of the
sheriff of said county.*

CANTERBURY AQUEDUCT COMPANY.

*Whereas, the Canterbury Aqueduct Company, a corpora-
tion created by a resolve of this General Assembly, at
their session in May, 1843, have accidentally failed to*

elect their annual officers on the first Monday of May, 1845, as required by the act of incorporation and the by-laws of said company, and have since made the election,—otherwise conforming to the said act of incorporation and by-laws, excepting the day on which said election was made :—

Resolved by the Senate and House of Representatives in General Assembly convened, That the election of officers made by the said corporation on the fourth Monday of May, 1845, be, and the same is hereby confirmed ; and the same shall be deemed a compliance with said act of incorporation and the by-laws thereof, in the same manner as if made on the first Monday of May, 1845.

EAST CHELSEA AQUEDUCT COMPANY.

Upon the petition of Daniel B. Miner and others, of Norwich, praying to be incorporated as an aqueduct company, for the purpose of supplying water to persons residing in the city of Norwich :—

Resolved by this Assembly, That Daniel B. Miner, Elery Burdick and Gurdon Chapman, together with such other persons as shall hereafter associate with them, be, and they are hereby constituted a body politic and corporate, for the purposes set forth in said petition, by the name of *The East Chelsea Aqueduct Company* ; and by that name may sue and be sued, plead and be impleaded, defend and be defended in any court,—may purchase, hold and enjoy lands and tenements, and take and grant leases of the same ; and may appoint such officers, ordain and establish such by-laws, ordinances and regulations as may be necessary or expe-

dient for carrying into effect the object of its institution, not contrary to the laws of this state or of the United States.

The capital stock and property to be held by said corporation may consist of any sum not exceeding three thousand dollars, to be divided into such number of shares and at such value and sum for each share as the corporation may deem proper; the same to be taken and deemed to be personal estate, and transferable on the books of the company.

Each stockholder, at any meeting of the corporation, shall be entitled to give as many votes on each question as he may own shares; and any stockholder may authorize any other stockholder by proxy to vote on his share or shares.

Said corporation shall have power to open the ground in the streets and highways of the city of Norwich, for the purpose of sinking or repairing the water-pipes and conduits of said company when necessity may require. *Always provided*, that the passage of travellers and of teams, carriages, &c. shall not thereby be endangered; and when so opened the same shall by said corporation be within a reasonable time thereafter duly repaired.

All instalments which may at any time be ordered by the stockholders to be paid by the respective owners of stock in said company, shall be paid at such times as said stockholders at a general meeting shall order; and said company may sue for and recover by a proper action at law against any stockholder, his or her instalment or sum which shall have been ordered by said stockholders to be paid by him or her.

The said Daniel B. Miner may call the first meeting of said stockholders at such place in said city of Norwich as he may appoint, giving at least two days' notice, in writing, to be delivered to such stockholder or left at his usual place of abode; after which first meeting the times and places of meeting shall be regulated by the by-laws of said company; but at least one general meeting shall be holden annually.

All officers chosen by said company shall hold their respective offices till others are chosen in their stead.

This resolve may be altered, amended or repealed, at the pleasure of the General Assembly.

GAYLORD'S BRIDGE TOLLBRIDGE COMPANY.

Upon the petition of Daniel Gaylord and others, heretofore incorporated by this Assembly under the name of The Gaylord's Bridge Tollbridge Company,—praying, for reasons therein set forth, that the shares of said corporation may be ten dollars each instead of twenty-five dollars, the amount now fixed by law: this Assembly having inquired into the allegations of said petition do find the same to be true. Therefore,

Resolved, That the shares of the capital stock of the said corporation shall be ten dollars each ;—any law to the contrary notwithstanding.

HARTFORD BRIDGE COMPANY.

Upon the petition of the town of East Hartford and others, praying the General Assembly to direct the Hartford Bridge Company to make certain alterations in their causeway on the east side of the Hartford bridge, for the accommodation of the public travel and the security of the adjoining proprietors,—due service having been made of said petition on the respondents, the parties having been fully heard thereon, and the facts stated in said petition having been found to be true ;—

Resolved by this Assembly, That the said Hartford Bridge

Company shall within four months from the rising of this Assembly, construct a good and substantial bridge for the accommodation of the public travel in the place where the dry bridge formerly was in said East Hartford, of such width as shall admit teams and vehicles to pass each other thereon with convenience, (the floor of which bridge shall be raised to a height not less than six feet above the causeway, when the same is repaired as hereinafter provided,) which bridge, so to be constructed as aforesaid shall be not less than four hundred feet long. And there shall be left under said bridge spaces for the free and uninterrupted flow of the water in time of flood, amounting in the whole to three hundred and seventy-six feet in the clear. And the said Bridge Company shall within the time aforesaid construct between the east end of said bridge so to be built as aforesaid and the eastern or meadow bank in the causeway aforesaid, a box-culvert of not less than four feet diameter, through which water may flow without interruption.

Resolved further, That said company shall within the time aforesaid raise their causeway between the west end of the inclined plane leading from said new bridge and the dwelling-house of Norman Skinner, so that the whole of the same within said limits shall be of the average height of said causeway between the place where the Tolland turnpike crosses said causeway and the culvert next east of the said dwelling-house of said Skinner. And the inclined plane on either end of said bridge shall be so constructed that the rise of the same from said causeway shall not be greater than one foot in twenty feet. And the said Bridge Company shall, by the first day of August, A. D. 1846, construct in the said causeway a semi-circular stone or brick culvert of not less than twenty feet span, for the passage of water in times of flood; which culvert shall be located between the said Tolland turnpike where the same crosses said causeway and the dwelling house of the said Norman Skinner. And the whole of said work shall be

done and constructed in a good and workmanlike manner, to the acceptance of Ralph R. Phelps, of Manchester, John H. Brockway, of Ellington, and Loren P. Waldo, of Tolland, who are hereby appointed a committee with full power to determine when the said Bridge Company have complied with the directions in the foregoing resolutions. And when the said Bridge Company shall claim to have complied with the directions of the General Assembly aforesaid, and to have completed the work in all its parts herein directed to be done and performed, they shall apply to said Commissioners to examine the same and determine whether the said Bridge Company have fully complied with the foregoing requirements of the General Assembly or not. And said committee shall give at least six days' notice to the directors of the said Hartford Bridge Company, and a like notice to the selectmen of the town of East Hartford, of the day when they will make such examination; that they may severally have opportunity to be heard in the premises.

WASHINGTON BRIDGE COMPANY.

Upon the petition of John I. Howe and others, showing to this Assembly, among other things, that the draw in the bridge over the Ousatonie river, between the towns of Milford and Stratford, owned by the Washington Bridge Company, as the same is now constructed, is of insufficient width to admit the free and easy passage through the same, of all vessels duly licensed in the coasting trade that may have lawful occasion to pass the same when carrying on commerce between this state and the other states of the Union; and that the draw wholly fails to accommodate the public in the navigation of said river; and that the said company wholly neglect and refuse, though often

requested, to provide a suitable and convenient draw in said bridge;—and praying the interposition of the General Assembly in their behalf, as per petition on file will more fully appear. This Assembly finds that said petition was duly served on said company, and now having heard the parties thereto, this Assembly doth further find the allegations in said petition to be true, and doth also find that long prior to the act of the General Assembly of this state, incorporating the said Washington Bridge Company and authorizing the erection of the said bridge, the town of Derby, mentioned in said petition, was by the act of Congress regulating the collection of duties on imports and tonnage, made and constituted a port of delivery, and annexed to the collection district of New Haven, and at the time when said bridge was authorized to be erected, said town of Derby was and ever since hath continued to be and now is such port of delivery in the collection district aforesaid. Whereupon—

Resolved, That the Washington Bridge Company be, and said company is hereby required to make, and thereafter to maintain in good repair, a good and sufficient draw, with the requisite piers, in some convenient place in the channel of said river, not exceeding fifty feet in width, so as to admit the free and easy passage of all registered or licensed vessels, whether navigated by sails or by steam, which shall have occasion to pass and repass through the same; the draw to be commenced and completed under the direction and to the acceptance of the commissioners hereinafter named, and within such time as they shall limit.

And if said company shall neglect, or delay to commence and complete said draw, after reasonable notice and request from said commissioners so to do, and it shall so happen that any duly registered or licensed vessel having occasion to pass up or down said river through the draw in said bridge, shall be delayed or detained or shall suffer damage

in so doing by reason of the insufficiency of the said draw, the owner or owners of such vessels shall recover of said company the amount of damage which he or they shall have sustained thereby, before any court proper to try the same ; and no toll shall thereafter be collected on said bridge until said draw shall be made and completed to the acceptance of said commissioners.

Messrs. Philo Hurd, Selah Strong and Benjamin Beecher, be, and they are hereby appointed commissioners for the purposes mentioned in the foregoing resolve.

RELATING TO THE DEBT OF THE CITY OF BRIDGEPORT, ON ACCOUNT OF THE HOUSATONIC RAILROAD.

SEC. 1. *Resolved by this Assembly,* That so much of the act entitled "An Act altering the Limits of the City of Bridgeport," passed in 1839, and of all subsequent acts in addition to or alteration thereof as provides for the collection from the inhabitants of East Bridgeport their proportion of the sum of one hundred and fifty thousand dollars, subscribed by said city of Bridgeport to the capital stock of the Housatonic Railroad Company, and of the interest which had accrued or should accrue thereon,—and so much of said acts as provides for the distinct ownership by said East Bridgeport of their proportion of said stock and for the division of said original stock and subscribed for by said city, as aforesaid, between said city and said East Bridgeport, be, and the same are hereby repealed.

SEC. 2. *Resolved,* That the inhabitants of said East Bridgeport shall be liable for the payment of said subscription to the stock of said Railroad Company, and of all bonds or other securities that have been given or that may be given therefor, and of the interest which has accrued or

which may accrue thereon, and for the payment of all legal costs, charges, expenses and liabilities that have been incurred or that may be incurred by said city in the execution, negotiation or payment of said bonds or other securities, and in contesting the liabilities of said city or of its citizens on the same, in the same manner and to the same extent as if said East Bridgeport still constituted a portion of said city of Bridgeport.

SEC. 3. *Resolved*, That assessment lists for the inhabitants of said East Bridgeport shall from time to time be made by the same persons and in the same way, and that all taxes for the purposes aforesaid shall be laid by said city on the assessment lists aforesaid, at the same time and in the same way and collected in the same manner as if said East Bridgeport still continued to be a part of said city of Bridgeport.

SEC. 4. *Resolved*, That the inhabitants of said East Bridgeport shall have and enjoy all the rights and privileges with reference to the payment of said liabilities, the assessment of said taxes, the ownership of said stock and the right of voting at all city meetings on all questions pertaining to the matters aforesaid, in as full and ample a manner as if said East Bridgeport still remained a portion of said city.

SEC. 5. *Resolved*, That the assessors of the city of Bridgeport for the time being, shall, from the town assessment lists of the inhabitants of East Bridgeport, of October 1st, 1844, and such other information as they may obtain, make out an assessment list for said inhabitants of all taxable property belonging to them on said first day of October, 1844, and lodge the same in the office of the clerk of said city on or before the first day of August, 1845; and the board of relief of the said city, for the time being, shall, on or before the first day of September, 1845, exercise the same powers and perform the same duties with reference to said assessment list, as it is the duty of said board

of relief to exercise and perform with reference to the assessment list of the inhabitants of said city of Bridgeport. And said assessment list shall be made out on the same principles and have the same force and effect as if said East Bridgeport had on the said first day of October, 1844, remained a part of said city.

SEC. 6. *Resolved*, That the assessment list made out by the selectmen of the town of Bridgeport for the inhabitants of said East Bridgeport, (according to the provisions of said act of 1839,) for October first, 1843, be, and the same is hereby ratified and confirmed; and that the tax laid by said selectmen on said assessment list to the extent of one hundred and twenty-five cents on the dollar, and the powers and duties of the collector of said tax, for the collection of so much of the same as remains unpaid, be, and the same are hereby ratified and confirmed.

SEC. 7. *Resolved*, That the moneys raised by tax under the provisions of this act shall be kept as a separate fund and appropriated solely to the payment of the indebtedness of said city arising from and on account of its said bonds.

SEC. 8. *Resolved*, That as to all other matters not embraced in the foregoing enactment, the said East Bridgeport shall remain a distinct corporation, with all the powers and privileges now belonging thereto.

REQUIRING COUNTY COMMISSIONERS TO REPORT TO DIRECTORS OF
STATE PRISON.

Resolved, That the County Commissioners in each county in this state be, and they are hereby required to transmit to the directors of the state prison or to the chairman of said board, a copy of their annual report, on or before the 15th day of April in each year: and it shall be the duty of said

directors of said state prison to embody in their annual report such facts or statistics contained in said report of said County Commissioners as they may deem of public interest.

BAPTIST SOCIETY, TARIFFVILLE.

Upon the petition of the Baptist society at Tariffville, in the county of Hartford, showing to this Assembly that certain doings of said society have been illegal, by reason of the clerk of said society not having been sworn, as the law directs, and praying this Assembly to pass a resolution confirming the doings aforesaid,—as by petition on file may more fully appear:—Therefore,

Resolved by this Assembly, That none of the votes and acts of said society and none of the proceedings had and contracts executed pursuant thereto shall be deemed invalid by reason of the omission to administer the oath to the clerk aforesaid, but the same shall be as valid and binding to all intents and purposes as though said clerk had been duly sworn.

SECOND SCHOOL SOCIETY IN STAFFORD.

Upon the petition of E. W. Bugby and others, inhabitants of the Second School Society in the town of Stafford, showing to this Assembly that a tax was laid by said society on the 12th day of April, A. D. 1842, upon the list of said society for the year 1841, for the purpose of providing a suitable burying ground for said society, but that a difficulty has arisen in the collection of said tax, by reason of a supposed irregularity in the assessment

list of said society having been ascertained and determined by the assessors of said town for the year 1842,—said petitioners praying that the rate bill issued for the collection of said tax may be confirmed and established,—said petition having been preferred in pursuance of a vote of said society: this Assembly having inquired into and ascertained the truth of the allegations contained in said petition, it is thereupon

Resolved, That said rate bill shall not, by reason of said supposed irregularity, be deemed to be invalid, but if in all other respects legal, the same shall be, and the same hereby is confirmed and declared valid, in the same manner as if such irregularity had not existed.

CONFIRMING DOINGS OF A TOWN MEETING IN CHESHIRE.

Whereas, the selectmen of the town of Cheshire, in warning a meeting of the voters in said town to be holden on the first Monday in October, 1844, neglected to give the legal five-days' notice of said meeting,—in fact giving but three days' notice,—*and whereas*, the voters in said meeting and in subsequent meetings, held by adjournment thereof, proceeded to transact the regular business of said meetings as though they had been in all respects legal,—therefore,

Resolved by this Assembly, That the doings of said meetings be confirmed and made fully valid, to the same extent they would have been had said notice been in all respects in conformity to law.

ELIZA ALLEN FROM EGBERT ALLEN.

Upon the petition of Eliza Allen, of the town of Hamden, in New Haven county, against Egbert Allen, late of said town, her husband, praying for a divorce from her said husband, as per petition on file, dated the 29th day of April, 1844, duly served and returned, appears:—

Resolved by this Assembly, That the marriage relation now subsisting between the said Eliza Allen and the said Egbert Allen, be, and the same hereby is dissolved; and the said Eliza Allen is hereby divorced from her said husband and declared to be single, sole and unmarried.

Resolved further, That the said Eliza be, and she hereby is assigned, constituted and appointed guardian to her two minor children, and that she have the sole custody and control of her said minor children, without any interference from or on the part of said Egbert Allen.

WILLIAM P. DICKERMAN FROM ESTHER DICKERMAN.

Upon the petition of William P. Dickerman, of the town and county of New Haven, praying, for reasons therein alleged, for a bill of divorce from Esther Dickerman, his wife, as per petition on file, dated April 15th, 1845; which said petition this Assembly do find has been duly served and returned, and upon inquiry into the facts and allegations therein contained, find the same true. Whereupon, it is

Resolved by this Assembly, That the marriage relation now

subsisting between the said William P. Dickerman and Esther Dickerman, be, and the same is hereby dissolved ; and the said William P. Dickerman is hereby divorced, discharged and released from all the duties and obligations arising out of said marriage contract ; and the said William P. Dickerman is hereby declared to be sole, single and unmarried.

HARRIET E. HUNT FROM JOSIAH D. HUNT.

Upon the petition of Harriet E. Hunt, of Redding, in Fairfield county and state of Connecticut, showing that in the year 1837 she was lawfully married to Josiah D. Hunt, then residing in the city, county and state of New York, and praying, for reasons therein set forth, for a bill of divorce from the said Josiah D., as per petition, dated at Danbury the — day of April, 1845 ; which said petition this Assembly do find hath been duly served and returned according to law, and upon inquiry into the facts and allegations therein contained doth find the same true. Whereupon, it is

Resolved by this Assembly, That the marriage relation between the said Harriet E. Hunt and Josiah D. Hunt, be, and the same is hereby dissolved ; and the said Harriet E. Hunt is hereby divorced, discharged and released from all the duties and obligations to the said Josiah D. Hunt, arising out of said marriage ; and the said Harriet E. Hunt is hereby declared to be single, sole, and unmarried.

RACHEL MC'LEES FROM JEREMIAH MC'LEES.

Upon the petition of Rachel McLees, showing that she was on the 15th January, 1839, lawfully married to Jeremiah McLees,—praying for a bill of divorce, for reasons therein set forth, as per petition on file, dated 10th March, 1845; which petition this Assembly do find hath been duly served upon said Jeremiah McLees and returned according to law,—and upon inquiry into the facts and allegations therein contained, find the same proved and true. Therefore,

Resolved by this Assembly, That the marriage relation now subsisting between the said Rachel McLees and Jeremiah McLees, be, and the same hereby is dissolved; and the said Rachel McLees is hereby divorced, discharged and released from all the duties and obligations to the said Jeremiah, arising out of said marriage, and the said Rachel is hereby declared sole, single and unmarried.

BEACH T. WILSON FROM EVELINE WILSON.

Upon the petition of Beach T. Wilson, of Danbury, Fairfield county, showing that on the 14th day of January, A. D. 1843, he was lawfully married to Eveline Wilson, then residing in Weston, in said Fairfield county, and praying, for reasons therein set forth, for a bill of divorce from the said Eveline, as per petition dated at Danbury, the 4th day of April, 1845; which said petition this Assembly do find hath been duly served upon the said Eveline Wilson, and returned according to law, and upon

inquiring into the facts and allegations therein contained, find the same true: Whereupon, it is

Resolved by this Assembly, That the marriage relation between the said Beach T. Wilson and Eveline Wilson, be, and the same is hereby dissolved; and the said Beach T. Wilson is hereby divorced, discharged and released from all the duties and obligations to the said Eveline Wilson, arising out of said marriage; and the said Beach T. Wilson is hereby declared to be sole, single and unmarried.

MAKING VALID THE WILL OF JOSEPH SWEETLAND, DECEASED.

Upon the petition of Daniel N. Sweetland of Manchester, in the county of Hartford, showing that on the 13th day of April, 1832, Joseph Sweetland of said Manchester made his last will and testament and died soon after, unmarried and without issue; that said will has never been proved or presented to the Court of Probate for approval, and that the time limited by law for proving said will has expired; and praying that Benjamin Lyman, Esq., the executor therein named, be authorized and empowered to prove said will, and the Court of Probate for the district of Hartford to approve the same and proceed to settle said estate, as per petition on file, dated the 2d day of May, 1845:—

Resolved by this Assembly, That the said Benjamin Lyman be, and he hereby is authorized and empowered to prove said will, and the Court of Probate for the district of Hartford be and hereby is authorized and empowered to approve said will and proceed to settle said estate according to the provisions of said will, and that said will shall be valid, and the title of the estate of said Joseph shall pass thereby in

the same manner as though said will had been proved and presented to said court in proper time after the death of said Joseph. *Provided*, nothing herein contained shall affect the rights of Mary Evms (one of the heirs-at-law of said Joseph) in the premises.

RELATING TO DIFFERENCES EXISTING BETWEEN THE STATES OF
MASSACHUSETTS AND SOUTH CAROLINA.

By the Senate and House of Representatives in General Assembly convened:

Resolved, That "the deliberate determination of a state to refuse obedience to the judicial tribunals of the nation, in regard to the constitutionality of her laws, affecting the people of other states," is a palpable and dangerous violation of the national compact.

Resolved, That "any member of the confederacy which assumes to violate at pleasure the rights guaranteed to other states or their citizens, or to impair these rights by throwing impediments in the way of their legal vindication," betrays a distrust of the rectitude of her own acts, and an unwillingness to submit to the demands of justice, which justly exposes her to the imputation of a dishonorable violation of the public faith, inconsistent with the peace and safety of this Union.

Resolved, That the State of Connecticut views with profound regret these differences between Massachusetts and South Carolina; and that while she feels bound to condemn a course of proceedings on the part of the latter which cuts off the only constitutional means of redress, she still hopes to see a spirit of moderation and justice prevail over popular excitement, and that these two ancient and patriotic states, which contended nobly together in the battles of the Revolution and in discussing the principles of civil liberty, will peacefully submit their differences to the great

tribunal of the nation, and devote their united wisdom and strength to the perpetuation of the Union which they so eminently contributed to establish.

Resolved, That His Excellency the Governor of this state be requested to transmit a copy of these resolutions and the report accompanying, to each of the Governors of the several states and territories of this Union.

RELATING TO THE STATE OF RHODE ISLAND.

Resolved, That neither Congress nor any individual State has a right to interfere with the government of another state, in the exercise of her criminal jurisdiction, in matters pertaining exclusively to her own security, and in no way affecting the citizens of other states or the National Government.

Resolved, That in the opinion of this General Assembly, the people of Rhode Island, so far from having justly incurred the reproaches which have been cast upon them by the Resolutions of Maine and New Hampshire, have covered themselves with honor and deserve the lasting gratitude of the states of this Union for their triumphant vindication of the great principles of constitutional liberty, and their successful maintenance of the supremacy of the laws against the assaults of anarchy and treason.

Resolved, That His Excellency the Governor be requested to transmit a copy of these resolutions to each of the Governors of the several states and territories of this Union, and that our Senators and Representatives in Congress be requested to lay the same before their respective Houses of Congress.

TEXAS.

Resolved by this Assembly, That the power to admit into this Union new states not formed from the original territory of the United States, is not conferred upon Congress by the Constitution.

Resolved, That the annexation of a large slave-holding territory by the government of the United States, with the declared intention of giving strength to the institution of domestic slavery in these states, is an alarming encroachment upon the rights of the freemen of the Union, a perversion of the principles of republican government, a deliberate assault upon the compromises of the Constitution, and demands the strenuous, united and persevering opposition of all persons who claim to be the friends of human liberty.

Resolved, That the vote given by John M. Niles, a Senator of Connecticut in the Senate of the United States, in favor of the joint resolutions of the Congress of the United States, in February last, providing for the annexation of Texas and the admission of five new states from its territory, to extend and perpetuate the system of human slavery and add to its already predominant influence in the national councils, is in opposition to the clearly expressed will of the people of Connecticut, and of a large portion of the people of the United States, and that those resolutions are incompatible with the spirit of the Declaration of Independence, with the compromises of the federal Constitution, and with the great purposes for which it is declared by the people to have been ordained and established.

Resolved, That a measure so unfounded in principle, so dangerous as a precedent and so destructive in its tendency to the peace and prosperity of the country and the objects of the Union, can never receive the sanction of the people of Connecticut.

Resolved, That the Governor be requested to forward copies of these resolutions to each of the Senators and Representatives of this state in the Congress of the United States.

CONCERNING PEACE AND WAR.

Resolved by this Assembly, That a resort to war to settle questions of national profit or honor, is more in accordance with the barbarism of former ages than with the enlightened philanthropy of the present times.

Resolved, That war seldom accomplishes the object for which it is waged, and is the cause of a prodigious destruction of property and human life, and of other incalculable miseries and corruptions to the human race, and ought therefore to be discountenanced by all civilized and Christian nations.

Resolved, That our Senators and Representatives in Congress be, and they are hereby requested to use their influence in the conduct of the affairs of the General Government to discountenance the spirit of war and encourage the spirit of peace,—to advocate and sustain those measures, which, by the exercise of justice and good faith towards other nations, shall remove the causes of war, maintain our tranquillity undisturbed at home and our national honor unsullied abroad.

BRIDGEPORT HOSE COMPANY.

Upon the petition of Henry K. Harrall, I. Henry Adam and others, praying for a hose fire company in the city of Bridgeport.

Resolved by this Assembly, That Henry K. Harrall, I. Henry Adam and Philo Hurd, and such other persons residing in the city of Bridgeport as shall associate with them, not exceeding twenty-five in the whole, be, and they are hereby constituted a corporation and hose company, by the name of *The Bridgeport Hose Company*: which company shall have power to appoint the necessary officers for said company, to make all necessary by-laws for the regulation of said company and its concerns, in order that the carriage and hose of said company may be preserved and worked in the best manner,—to provide for the manner of enlisting its members, and to fill, by voluntary enlistment, any vacancies which may happen in said company. And said company shall be exempt from military duty in the manner provided by law, and shall be entitled to and exercise all the powers and privileges which are granted to fire companies in this state. *Provided,* that this act may be altered, amended or revoked, at the pleasure of the General Assembly.

BRISTOL FIRE COMPANY.

Upon the petition of Jared W. Pardee and others, of Bristol, in this state, respectfully sheweth, [*showing,*] that a fire engine company is needed for the security of the property in the village of said Bristol, against the damages of fire,—praying for the establishment of a fire company, as per petition on file, dated May 14th, 1845:

Resolved, That Jared W. Pardee, Tracy Peck, Zelotes C. Grant, Benjamin Ray, Erastus Foster and such other persons as shall by voluntary enlistment from time to time associate with them, and who shall reside within one mile of

the congregational meeting house in said Bristol, not exceeding in all the number of forty, (thirty-five of whom may be enlisted from military subjects residing within said limits,) shall be and they are hereby constituted and made a body politic and incorporate by the name of *The Bristol Fire Company*; capable of suing and being sued,—with power to make and enforce all necessary and proper by-laws, regulating the appointment of the necessary officers of said company, and for regulating and managing the concerns and property of said company,—for preserving and operating its engine in the best manner, and to provide for the voluntary enlistment of its members, and for the filling of any and all vacancies that may occur from time to time,—to have and possess all the powers and privileges of other fire companies in this state. (The by-laws of said Company are not to be inconsistent with the laws of this state or of the United States.) *Provided*, that the members of said company shall not be exempt from military duty, or the payment of a poll tax until they have procured a fire engine for the use of said company. Each member claiming the benefits as aforesaid shall procure a certificate of his membership and deliver the same to the assessors of the said town, in the month of October, annually.

Provided further, that this resolve may be amended, altered or repealed, at the pleasure of the General Assembly.

FIRE COMPANY NO. 1, DANBURY.

[Upon] the petition of Elias S. Sanford, &co., warden, burgesses and citizens of the borough of Danbury, in the county of Fairfield, showing to this Assembly that by resolves of this Assembly, at its session holden at Hartford, aforesaid, on the first Wednesday of May, 1829, the warden and burgesses of said borough were authorized to

raise and regulate two fire companies in said borough: that on the 13th day of July, 1829, said warden and burgesses in pursuance thereof proceeded to establish two fire companies, which they denominated Fire Company No. 1, and Fire Company No. 2;—that Fire Company No. 1, consisted of sixteen men, including officers, and that Fire Company No. 2 consisted of twenty-five men, including officers; that said Fire Companies went immediately into effect, and have strictly conformed in all respects to the notes and regulations prescribed by said warden and burgesses; that since the establishment of said Fire Company, the buildings in said borough, (which consist almost exclusively of wood,) have greatly increased, and exposure to damage by fire in a much greater proportion; that it is necessary for the safety of the buildings and property in said borough that there should be a fire engine of larger capacity and greater power than the one in use, and that the members of Fire Company No. 1 have resolved to purchase a larger engine, with suction hose attached, for the use and safety of said borough, as by petition on file, dated the 16th day of May, 1845, will fully appear:

Resolved by this Assembly, That the warden and burgesses of the borough of Danbury be authorized, and they are hereby authorized to raise ten additional men belonging to said borough and attach them to said Fire Company No. 1, to be designated in the same manner, subject to the same regulations, restrictions and exemptions as the present members and as other fire companies are by law are or shall hereafter be regulated.

This resolve may be altered, amended or repealed, at the pleasure of the General Assembly.

FAIR HAVEN FIRE, FAIR HAVEN EAST, AND GREENVILLE FIRE ASSOCIATIONS.

Whereas, in the second section of the acts of incorporation incorporating the Fair Haven Fire Association and the Fair Haven East Association, passed A. D. 1841, and the Greenville Fire Association, passed A. D. 1842, power is therein given to a committee duly appointed by said Associations, to collect by virtue of warrants under their hands, any fines imposed by the by-laws of said Associations ;—therefore,

Resolved by this Assembly, That all fines which may hereafter be imposed by said Associations, in pursuance of the powers granted in the second sections of the acts aforesaid, be collected in the same manner as taxes are now by law collected in the respective school districts in this state, and not otherwise.

JEWETT CITY FIRE ENGINE COMPANY.

Resolved by this Assembly, That the Jewett City Fire Engine Company, now by law established, shall have liberty to increase the same by voluntary enlistment, to the number of thirty-five; and that the members of said company, whilst they shall continue to do duty therein, shall be exempt from the poll tax and from the performance of military duty.

Provided also, That this resolution shall be subject to be altered or repealed, at the pleasure of the General Assembly.

NEW CANAAN FIRE ENGINE COMPANY.

Resolved, That the Selectmen of the town of New Canaan be and they are hereby authorized to meet at the house of Joseph Hoyt, in said New Canaan, on the 4th day of July, 1845 ; then and there to enlist a fire engine company, to be called *The New Canaan Fire Engine Company*,—to consist of twenty-four men,—all of whom are to be residents within the distance of three-fourths of a mile from the congregational-meeting-house in said town ; which company, when so enlisted, shall have power to appoint their officers and make all such necessary by-laws and regulations for their own government, not inconsistent with the laws of this state or of the United States, as shall be deemed by them necessary for the attainment of the object of their association, and to fill all vacancies which may occur from time to time by voluntary enlistment. And said company shall be entitled to all the powers and privileges which are granted to fire companies in this state. *Provided*, that the members of said company shall not be exempt from the payment of a poll tax or from performing military duty, until a suitable engine shall be procured for the use of said company.

Provided further, That this grant shall be subject to be altered, amended or repealed, at the pleasure of the General Assembly.

FIRE ENGINE COMPANY NO. 1, NEW LONDON.

Resolved by this Assembly, That the members of Engine Company No. 1, in the city of New London, be, and they are hereby authorized to add by enlistment to their said

company twenty additional members, so that said company shall consist of forty members.

Provided always, That this Act may be altered, amended or repealed, at the pleasure of the General Assembly.

FIRE ENGINE COMPANY NO. 4, OF NEW LONDON.

Upon the petition of the Engine Company No. 4, of the city of New London, showing to this Assembly that it has become expedient that the number of their members should be increased, as by petition on file will more fully appear:—

Resolved by this Assembly, That said company be, and they are hereby authorized to obtain by voluntary enlistments a number of men in addition to that now allowed by law, so that said company, when completed, shall not exceed the number of forty men in the whole; which number shall be enlisted in the same manner and shall be entitled to the same privileges as is now provided for the members of said company.

Provided also, That this resolution be subject to be altered, amended or repealed, at the pleasure of the General Assembly.

FIRE ENGINE COMPANY NO. 5, NEW LONDON.

Upon the petition of the mayor, aldermen and common council of the city of New London, praying for power to raise an additional fire company, to consist of twenty members, with liberty to increase said company to forty

members, as circumstances may, in the views of said Court of Common Council require, as per petition on file appears:

Resolved by this Assembly, That the mayor, aldermen and common council of the city of New London be, and they are hereby authorized and empowered to form a fire engine company in the city of New London, to be called *Fire Engine Company No. 5*; said company to consist of not more than twenty men,—(not more than one half to be enlisted from the military companies,) who shall have power to make by-laws not inconsistent with the laws of this state or of the United States, and to enforce the same by fine not exceeding five dollars for any offence, to impose taxes on themselves, and to be entitled to all the powers, privileges and immunities of a legally authorized company.

Resolved further, That the mayor, aldermen and common council be, and they are hereby authorized and empowered, when they shall deem it expedient, to enlarge said Fire Company so that it shall consist of not more than forty men,—to be entitled to the privileges and immunities aforesaid.

VILLAGE FIRE ENGINE COMPANY, NORTH STONINGTON.

Upon the petition of David Holmes and others, inhabitants of the town of North Stonington, praying for the incorporation of a fire company, as per petition will more fully appear:

Resolved by this Assembly, That David Holmes, Roger G. Avery, John T. Wheeler, and Joseph Frink, of said North Stonington, and such other persons (not exceeding the number of twenty-four) as they shall associate with them, residing in or near the village of Milltown in said North Ston-

ington, and their successors, be, and they are hereby constituted a corporation, by the name of *The Village Fire Engine Company*: which company shall have power to appoint the necessary officers for said company, to make all necessary by-laws (not inconsistent with the laws of this state) for the regulation of said company and its concerns, in order that the engine of said company may be preserved and worked in the best manner,—and providing the manner of enlisting members into said company to fill vacancies that may happen therein. And said company shall be exempt from military duty in manner provided by law, and shall be entitled to and exercise all the powers and privileges which are granted to fire companies in this state. All officers shall hold their places until others are appointed in their stead.

This Act may at any time be altered, amended or repealed, at the pleasure of the General Assembly.

RIPPOWAM FIRE COMPANY, STAMFORD.

Upon the petition of Sands Seeley, Lorenzo Meeker and others, praying for a fire company in the borough of Stamford:

Resolved by this Assembly, That Sands Seeley, Lorenzo Meeker, James H. Minor, and such other persons residing in the borough of Stamford as shall associate with them, not exceeding thirty in the whole, be, and they are hereby constituted a corporation and fire company, by the name of *The Rippowam Fire Company*; which company shall have power to appoint the necessary officers for said company, to make all necessary by-laws for the regulation of said company and its concerns, in order that the engine of said company may be preserved and worked in the best

manner,—to provide for the manner of enlisting its members, and to fill by voluntary enlistment any vacancies which may happen in said company. And said company shall be exempt from military duty in the manner provided by law, and shall be entitled to and exercise all the powers and privileges which are granted to fire companies in this state.

Provided, That this act may be altered, amended and revoked, at the pleasure of the General Assembly.

INCORPORATING PROTECTION FIRE COMPANY NO. 1, OF STONINGTON.

Upon the petition of Thompson Wells and others, inhabitants of the town of Stonington, in the county of New London, praying for the incorporation of a Fire Company, as per petition on file will appear :

Resolved by this Assembly, That Thompson Wells, Amos T. Sheffield, and Jirah I. Gray, of said Stonington, and such other persons, (not exceeding the number of forty,) as they shall associate with them, residing in or near the village of Pawcatuck, in said town of Stonington, be, and they hereby are constituted a corporation by the name of *The Protection Fire Company, No 1*, of the village of Pawcatuck, in the town of Stonington ; which company shall have power to appoint the necessary officers for said company,—to make all necessary by-laws for the regulations of said company and its concerns, in order that the engine of said company may be preserved and worked in the best manner, and providing the manner of enlisting members into said company, to fill vacancies (by voluntary enlistments) that may happen in said company. And said company shall be exempt from military duty, in manner provided by law, and shall be entitled to and exercise all the powers and privileges

which are granted to fire companies in this state. *Provided also*, that this resolution be subject to be altered, amended or repealed, at the pleasure of the General Assembly.

TARIFFVILLE FIRE COMPANY.

Upon the petition of the Tariffville Fire company, showing to this Assembly that it has become expedient that the number of their members should be increased, as by petition on file may more fully appear :—

SEC. 1. *Resolved by this Assembly*, That said company be, and they are hereby authorized to obtain by voluntary enlistment, not exceeding forty members in the whole, in lieu of the number now allowed by law, which number shall be enlisted in the same manner, and shall be entitled to the same privileges as is now by law provided for the members of said company.

SEC. 2. *Provided, nevertheless*, That this resolution may at any time be altered, amended or repealed, at the pleasure of the General Assembly.

TARIFFVILLE HOSE AND LADDER COMPANY.

Resolved by this Assembly, That John Turnbull, Amos B. Kilbourn and others, of the village of Tariffville, in the town of Simsbury and county of Hartford, be, and they are hereby authorized to meet at the counting-house of the Tariffville Manufacturing Company, in said village, on the 21st day of June, A. D. 1845,—then and there to enlist a hose and ladder company, which shall be called *The Tariff-*

ville Hose and Ladder Company,—and shall consist of not more than twelve persons, of the age of eighteen years and over, and all shall be residents of said village,—with power to fill all vacancies that may happen, by voluntary enlistment; which company when so enlisted, shall have power to appoint the necessary officers for said company,—with power of making by-laws not inconsistent with the laws of this state or of the United States, and to enforce the same by penalties not exceeding five dollars for every one offence,—to impose taxes on themselves, and to do all other acts and things which a corporation may of right do, and to be entitled to all the rights, powers and privileges which are granted to fire engine companies in this state.

Provided, That this grant may be altered, amended or repealed, at the pleasure of the General Assembly.

THOMPSONVILLE FIRE COMPANY, NO. 2.

Upon the petition of the Thompsonville Fire Company, No. 2, showing to this Assembly that it has become expedient that the number of their members should be increased, as by petition on file may more fully appear:

1st. *Resolved by this Assembly*, That said company be, and they are hereby authorized to obtain, by voluntary enlistment, not exceeding forty members in the whole, in lieu of the number now allowed by law; which number shall be enlisted in the same manner and shall be entitled to the same privileges as is now by law provided for the members of said company.

2d. *Provided, also*, That this resolution be subject to be altered, amended or repealed, at the pleasure of the General Assembly.

WOLCOTTVILLE FIRE COMPANY.

Upon the petition of George D. Wadhams and others, of Wolcottville in this state, praying for the establishment of a fire company in said village, as per petition on file, dated May 21, A. D. 1845 :

Resolved by this Assembly, That George D. Wadhams, J. H. Bartholomew and Henry B. Richards, and others who are or may be associated with them, and who shall reside within one mile of the congregational meeting-house in said Wolcottville, not exceeding at any one time forty in number, (thirty-five of whom may be taken from the militia, and no more,) be, and they are hereby made and constituted a corporation by the name of *The Wolcottville Fire Company*; with power to fill vacancies or make additions by voluntary enlistment,—to appoint such officers as they may deem expedient or necessary, to make by-laws not inconsistent with the laws of this state or of the United States, and to enforce the same by fine not exceeding five dollars for any one offence,—to impose taxes on themselves and to do all other acts and things which of right a corporation may do, and be entitled to all the powers, privileges and immunities of a legally authorized fire company.

Provided, That this act may be altered or repealed, at the pleasure of the General Assembly.

EXTENDING PROVISIONS OF RESOLUTIONS OF 1838 AND 1842, IN
FAVOR OF INDIGENT BLIND.

Whereas, the General Assembly at its May session in 1838, passed a resolution making an appropriation of \$1000

per annum, for five years, to be expended under the direction of His Excellency the Governor, in the education and support of indigent blind persons under the age of twenty-five years; and *whereas*, by a resolve passed in 1842, the General Assembly continued this appropriation for another period of five years; and *whereas*, it appears that applications for the benefit of persons under the age aforesaid have not been made to the extent of the appropriation;—therefore,

Resolved by this Assembly, That His Excellency the Governor, as commissioner for the blind, be authorized to expend the appropriation aforesaid in the education and support of indigent blind persons, without restriction in regard to age. *Provided*, that such persons shall be designated, supported and educated in conformity with the other provisions of the above named resolution.

MIDDLESEX MUTUAL ASSURANCE COMPANY.

Upon the petition of the Middlesex Mutual Assurance Company, a corporation duly incorporated by the General Assembly of this state, and transacting business in Middletown in said state, showing that said company, supposing that their charter conferred the right of insuring personal property against fire, have issued policies on personal property of various kinds, many of which are now outstanding;—that doubts have been suggested whether such policies were authorized by the terms of their charter,—and also that a question has been made, whether, in a case comprehending both real and personal estate, it is in the power of the company to insist that the premium note shall operate to the full extent thereof

as a lien upon the real estate; and praying for an alteration of their charter, as per petition on file, bearing date the 31st day of May, 1845, may more fully and at large appear:—

Resolved by this Assembly, That all policies heretofore issued by said company to any person, persons or corporation, upon personal property, or upon real and personal property together, insuring the same against fire, be, and the same are hereby rendered valid and effectual to all intents and purposes, to the same and as full extent as the same would have been, had said company been fully empowered to issue such policy or policies and insure such property by the provisions of their aforesaid charter.

Resolved further, That the provisions of the original charter of said company shall be deemed to and shall extend to personal property; and said company are hereby authorized and empowered to insure all kinds of personal property, to the same and as full extent as they might do had said authority been expressly given by the provisions of their aforesaid charter. And in the event both real and personal property shall by them be insured in and by one and the same policy, said company shall at all times have all and the same rights, liens, pledges and privileges upon the buildings and real estate in respect to the insurer's deposit note, and all assessments, dues and demands against the assured which shall or may accrue and become due to said corporation by reason of such insurance as is provided by the eighteenth section of their original charter,—although said deposit note may have been given and in part grown out of the insurance of said personal property embraced in and covered by any such policy.

LITCHFIELD COUNTY MUTUAL FIRE INSURANCE COMPANY.

Resolved by the Senate and House of Representatives in General Assembly convened, That the Litchfield County Mutual Fire Insurance Company, in addition to the powers given them by their charter, be, and hereby are authorized to insure household furniture, clothing and libraries contained in buildings already insured or hereafter to be insured by the company. And said company shall have the same rights and remedies in regard to the premiums charged for such insurance as are given by their charter for premiums on the insurance of buildings.

This resolve may be altered, amended or repealed, at the pleasure of the General Assembly.

DIRECTING A COPY OF JOURNAL OF COUNCIL OF SAFETY.

Whereas, during the War of the Revolution the Governor of this state and twelve men as Assistants held nearly perpetual session as a "Council of Safety," having all the power of the Legislature during its recess, by virtue of which they raised and directed the movements of troops, fitted out naval expeditions, protected the state from invasion, and corresponded with and assisted the Commander-in-chief in the great objects of the Revolution; *and whereas*, the Journal kept by this important board is obviously a document of the highest value and indispensable to a true history of the state and of the times in which it was kept,—and as by time and use it is going to decay and is already in many places nearly illegible,—therefore, for its better preservation, be it

Resolved by this Assembly, That the Comptroller of Public Accounts cause this Journal to be copied by the clerk in his office.

JOURNAL OF THE HOUSE OF REPRESENTATIVES.

Resolved, That the clerk of the House be, and he is hereby directed to cause the Journal of the House, during the present session, to be printed and distributed as follows,—viz: to each judge of the Superior and County Courts, one copy; to each judge of Probate, one copy; to each member of the Legislature, one copy; and to each town clerk of the several towns in this state, one copy; and that one hundred copies be deposited in the office of the Secretary of State.

JOURNAL OF THE SENATE.

Resolved, That the clerk of the Senate be, and he is hereby directed to cause six hundred and fifty copies of the Journal of the Senate, for the present session, to be printed and distributed as follows:—one to each of the state officers, one to each member of the Senate, one to each of the judges of the Superior and County Courts, and one copy to the town clerk of each town in this state.

RELATING TO REPORTS OF DECISIONS OF SUPREME COURT OF U. S.

Resolved, That in the opinion of this Assembly, it is as much the duty of Congress to take measures for the pur-

chase and proper distribution of the Reports of the Decisions of the Supreme Court of the United States, for the benefit of the several states and territories and the people at large, as to provide for the public dissemination of the statute enactments of Congress;—that both measures are equally national in their character and are legitimate subjects for national legislation.

Resolved, That our Senators and Representatives in the the 29th Congress, from this state, are hereby respectfully requested to aid in securing the distribution by Congress of the aforesaid Decisions of the Supreme Court, in such manner as the public interest shall seem to demand.

Resolved, That His Excellency the Governor be requested to forward a copy of the foregoing resolutions to the President of the United States, to the Speaker of the House of Representatives and to each of the delegation in Congress from this state.

AUTHORIZING SALE OF CERTAIN INDIAN LANDS.

Upon the petition of the selectmen of the town of Derby, showing to this Assembly that a certain pauper in and of said town of Derby, an Indian, named James Mack, is the owner of certain lands and other real estate in said town of Derby, which estate being fully described in their said petition, reference is had thereto;—praying this Assembly for leave to sell and convey said real estate and to appropriate the avails thereof to the support of the said Mack:

Resolved by this Assembly, That Samuel French, (or in case of his death, resignation or removal, any other agent lawfully constituted by a majority of the selectmen of said town of Derby,) be, and he is hereby authorized to sell and convey said real estate, and to cause the avails thereof to

be appropriated to the support of the said James Mack. And in case the entire avails of said sale shall not be needed for said Mack's future support, then, the excess thereof to descend in the same manner and for the same purposes as though said sale had not been made. *Provided*, that said agent, before making sale as aforesaid, shall give bond with sureties, for the faithful performance of said trust, to said town.

AUTHORIZING SALE OF CERTAIN INDIAN LANDS IN MONTVILLE,

Upon the petition of Esther Cooper and others, members of the Mohegan tribe of Indians in the town of Montville, showing to this Assembly that a tract of land of between five and six acres belonging to said tribe is unproductive and would be expensive to fence,—and praying for liberty to sell the same and to apply the proceeds to the repair of their dwellings : therefore,

Resolved by this Assembly, That the County Court for New London county is hereby authorized and empowered, upon the application of the petitioners to said court, to appoint the overseer of said Mohegan tribe, or some other suitable person to sell said lands and to execute proper deeds and conveyances thereof, and to receive the avails and expend the same or such part thereof as may be necessary, in making repairs upon the dwelling houses of the individuals of said tribe, in such manner and to such extent as he may think necessary and proper, and to render his account thereof to the said County Court at the term next after such land shall have been sold and such repairs completed, or at such other time as said Court shall direct.

AUTHORIZING SALE OF CERTAIN INDIAN LANDS IN NORWICH.

Upon the petition of Sarah Law, of the town of Norwich, in the county of New London, representing to this Assembly that she is the widow of William Law, late of said Norwich, deceased,—that at the time of the decease of the said William Law, the petitioner and the said William were the owners of a certain tract of land with a dwelling-house and out-buildings thereon, each owning an undivided half or moiety of said tract of land, which said tract of land is situated in said town of Norwich, in the city of Norwich, and is bounded westerly six and a half rods on Union street, southerly six rods on land of Edwin Gavit, easterly six and a half rods on land of James S. Hoyt, northerly six rods on land which belonged to said William Law in his individual right at his decease; that said William Law at his death was the owner of a small tract of land lying in said city of Norwich, northerly of and adjoining the above described tract of land, being a lot or tract of land one rod wide and six rods long, and is bounded westerly on said Union street one rod, northerly on land of Roswell C. Downing, easterly on land of said James S. Hoyt, and southerly on said first described lot of land; that said William Law left but one child, a son, by the name of A. William, who is now living, and the only heir-at-law of his father, said William Law, deceased, and is a minor; that the petitioner, by the Court of Probate for the district of Norwich, has been appointed and is now the lawful guardian to said minor, said A. William Law; that said Court of Probate has ordered the sale of the real estate of said minor; that the petitioner is a member of the Mohegan tribe of Indians, in the town of Montville, in said county, and owns land in said tribe and draws rent from them; that she was born and

brought up in said tribe, and lived there till she was married, when she moved to Norwich, after which time she sold a part of her lands in said Montville, by order of the General Assembly, and vested the avails in the above named real estate in Norwich; that she now owns the one undivided half of the house and lot of land first above described, (with her said son,) and her dower in his undivided half, and also owns her dower in the lot of land secondly above described; that her estate and interest in said two tracts or lots of land, though forming but one lot, are so interwoven with those of her said son that the estate and interest of both must be sold together to prevent loss and sell to advantage; that it would be greatly for the interest and benefit of her son to have his real estate in Norwich sold and vested according to the order of the Court of Probate, which cannot be done unless the petitioner has authority to sell her interest in the same real estate; that the petitioner wishes to sell her lands in Norwich and move to Montville, her native place;—praying for liberty to sell her estate and interest in said real estate, and also the estate and interest of her said minor son therein, under said order of said Court of Probate, as by said petition on file, dated the 10th day of May, 1845, will more fully appear: And this Assembly having by a committee inquired into and found the allegations therein true, it is thereupon—

Resolved by this Assembly, That the said Sarah Law be, and she is hereby authorized to sell and convey her estate and interest in said real estate situate in Norwich, and also the estate and interest of her said minor son (the said A. William Law) in said real estate, under said order of said Court of Probate, and upon such sale to execute and deliver to the purchaser or purchasers of said lands a deed or deeds thereof, which shall be valid and effectual in law. And the avails of the estate so sold shall be vested in other real

estate or placed at interest on good security, by mortgage of real estate, under the direction of the overseer of said tribe, and to the satisfaction of the judge of the County Court for said New London county.

**AUTHORIZING S. B. COVILL, CONSERVATOR OF CHARLES ELLIOTT,
TO SELL CERTAIN REAL ESTATE.**

Upon the petition of Samson B. Covill, of Killingly, in the county of Windham, showing to this Assembly that he is the conservator, legally and duly appointed, of one Charles Elliott, of said Killingly, a person who by reason of sickness and consequent mental imbecility has become and is incapable of taking care of himself and managing his affairs; that said Elliott is the owner of certain real estate situated in the town of Thompson, in said county, valued at about three hundred dollars; viz. the undivided twelfth part of a lot of land containing in the whole about one hundred and eighty acres, more or less, bounded as follows: viz. northerly by lands owned by the Masonville Manufacturing Company, easterly by French river, so called, and land of Augustus Perrin, southerly by land of Asbury Nichols, and the Ellis farm so called, and westerly by lands of John Elliott; also the undivided sixth part of a certain other lot of land situated in said town of Thompson, bounded as follows, viz: southerly, westerly and northerly by the lot of land first mentioned, and easterly by said French river, containing about twelve acres, more or less; that said real estate is now unproductive, and that it would be greatly for the interest of the said Elliott that the same should be sold and the avails thereof placed at interest on good security for his the said Charles' benefit, and that said avails are not

needed for any of the purposes specified in the second section of the act entitled "An Act providing for the care and government of Idiots, Lunatics and Spendthrifts."

Resolved by this Assembly, That said Samson B. Covill be, and he is hereby authorized and empowered, under the advice and direction of the Court of Probate for the district of Killingly, to sell said real estate of the said Elliott, either at public or private sale, as shall be deemed most for the interest of said Elliott, after due public notice thereof, and to place the avails thereof (after deducting therefrom the necessary expenses of said sale, to be allowed by said Court of Probate) at interest, secured by mortgage on real estate of at least double the amount in value of such avails.

Provided, always, That before the sale of said real estate shall be made, the said Covill shall give bond, with surety, to the acceptance of said Court of Probate, conditioned for the faithful performance of said trust: *and provided also,* that in case of the death of the said Elliott leaving unexpended any part of the avails of said property, the same, after satisfying the claims against the deceased, shall be distributed in the same manner as said real estate would have been if the same had remained undisposed of.

AUTHORIZING MARCUS WOODWARD, CONSERVATOR, TO SELL CERTAIN
LANDS.

Upon the petition of Marcus Woodward, of Somers, in Tolland county, showing to this Assembly that he is conservator of Almon Luce, of said Somers; that about twenty-five years since, the said Almon married one Polly Allen, of Enfield, in Hartford county, who is now living and have [has] two sons, the issue of said marriage, who

are of full age, having wives and children living; that since said intermarriage the said Polly has inherited from her deceased father a large real estate lying in said Enfield, a part of which is of a light sandy soil, open to the common, and cannot be rented or tilled to advantage,—to wit: one piece containing fifty-six acres of old field and woodland, bounding north on lands of Theodore Terry and Albert Olmsted, east on land of Daniel Gowdy, south on highway, and west on lands of Albert and John Olmsted, valued at twenty-five hundred dollars; also, one piece of land called the Kingsbury lot, containing thirty-six acres of sandy land, bounding north on land of Hazard & Co., east on highway, south on land of George Olmsted and west on land of Elias Terry, valued at three hundred dollars;—that said lands might now be sold advantageously to the owners;—that said lands are five miles distant from the home farm and residence of the said Almon Luce, and from their location and quality can never become useful for farming purposes. Also showing, that the said Luce has no dwelling-house fit for family residence, and that he is justly indebted to your petitioner in the sum of about two hundred dollars, for money expended in erecting a barn for the said Almon Luce, and for support furnished him and family, and has not funds wherewith to erect a house, without selling a part of his home farm, which would be injurious to the best interests of the said Luce and family. Also showing, that it would be for the interest of the said Luce and family to have said lands disposed of, and the avails thereof in part appropriated to the erection of a dwelling-house and the payment of the debt due your petitioner, and the residue invested in real estate,—praying that the said Woodward or some other suitable person may be empowered by the General Assembly to sell and convey the same, and dispose of the avails thereof, as follows, to wit:—first in the erection of a dwelling-house for the

said Luce and family,—secondly to pay the debt due the said Woodward, when ascertained by the Judge of Probate for the district of Somers, and invest the residue in real estate, or dispose of the same, as the General Assembly may direct. Also showing, that the selectmen of the town of Somers unite in the prayer of said petition, and that the said Almon Luce and Polly Luce, his wife, and Almon Luce, Jr., and George Luce, children of and only heirs of the said Almon Luce and wife unite in said petition and pray that the same may be granted, and the moneys arising from the sale of said lands may be expended under the control and supervision of the selectmen of the town of Somers; as per petition on file, dated the 30th day of April, 1845, will appear,—which said petition was duly served on the said Almon Luce.

Resolved by this Assembly, That the said Marcus Woodward be, and he hereby is fully authorized and empowered to sell and dispose of said land, and all deeds thereof executed by him and the said Polly Luce under their hands and seals and by them acknowledged, as is required by law, and recorded, shall be valid and effectual to transfer the title to said land. *Always provided,* that before any sale of said land shall be made, the said Woodward shall give bond with surety, to the acceptance of the judge of Probate for the district of Somers, in double the amount of the value of the premises, with a condition that the said Woodward, on sale of said land, shall expend the avails thereof, (after deducting the costs of sale and the expense of this petition,) as follows, to wit:—first in the erection of a dwelling-house for the said Almon Luce and family,—second, in the payment of the debt due the said Marcus Woodward, when the same shall have been ascertained by the judge of Probate for the district of Somers, and the residue to invest in lands, taking deeds thereof to the said Polly Luce and her heirs: *and provided,* the said Polly Luce shall decease after

the sale of said land and before the moneys shall be expended or invested as aforesaid, the same shall descend to and be distributed to the heirs of the said Polly Luce; *and provided also*, that said moneys shall be expended under the advice and supervision of the selectmen of the town of Somers, and that the said Woodward render an account of his expenditures annually to the Judge of Probate for the district of Somers.

AUTHORIZING GIDEON A. STILES, TRUSTEE, TO SELL CERTAIN REAL ESTATE.

Upon the petition of Gideon A. Stiles, Mary Harmon and Sarah Emeline Denison, showing to this Assembly that the said Stiles holds certain real estate in trust for the said Mary Harmon, widow of the late Julius Harmon, of Suffield, in the county of Hartford, deceased, and for the said Sarah Emeline Denison, daughter of the said Julius,—situated in said town of Suffield, and consisting of the following described pieces of land, viz: the homestead of the said Harmon, bounded north by lands of Martin Sheldon, Shubael Stiles and ——— Mather, east on land of Julius Sheldon, south and west on highway, containing about eighty-three acres; also, one piece bounded north on lands of the heirs of Barlow Rose, east and south on highway, west on land of Julius Sheldon, containing about twenty-three acres; also, one other piece with a dwelling house thereon, bounded north on land of Apollos Phelps, east, south and west on highway, containing about one-half acre; also, another piece bounded north on land of Roland Taylor, east on land of the heirs of Barlow Rose, south on land of ——— Graham, west on land of Apollos Phelps, containing about three acres,—and praying for leave to sell said real estate for the pur-

pose of investing the avails thereof in securities on interest, as by said petition duly served and returned to said Assembly, at the aforesaid session thereof, on file, will more fully and particularly appear: said Assembly find as follows, viz:—the said petition was by said Assembly, at said May session, referred to the Joint Standing Committee on the Sale of Lands. Said committee, after due investigation, reported to said Assembly that the said real estate described in said petition was by the said Julius Harmon, by his last will and testament, dated the 15th day of November, A. D. 1842, and recorded in the Probate records of the district of Suffield, devised to the said Gideon A. Stiles, upon certain especial trusts in said will enumerated and defined, for the sole use and benefit of the said Mary Harmon and Sarah E. Denison, signers of the said petition, (as by said will on record as aforesaid will fully and particularly appear,)—upon which said trusts said Stiles has held the said estate since the decease of the said Julius Harmon; and the said committee are of opinion that it will conduce to the best interests of the persons for whose benefit the said lands are so held in trust as aforesaid, to authorize the said trustee to sell the same, and to invest the avails in other good securities on interest, to be held by the said trustee in the same manner and upon the same especial trusts as he now holds said real estate: which said facts reported by said committee the said General Assembly find to be true. Whereupon,

Resolved by the Senate and House of Representatives in General Assembly convened, That the said Gideon A. Stiles be, and he is hereby authorized to sell, transfer and convey the said real estate, either at public or private sale, according to his best discretion, and to do any and all necessary, proper and legal acts requisite for the absolute granting, selling and conveying the same, and the avails thereof to

invest in good and valid mortgage securities on unincumbered real estate, of at least double the value of the amount of the moneys secured thereby, and the same to hold upon the same especial trusts and for the same purposes as he the said Gideon A. has heretofore held and now holds said real estate,—the said Gideon A., however, having first executed a good and sufficient bond with surety to the judge of Probate in and for said district of Suffield, and to his successors in office, to the acceptance of the said judge, conditioned for the faithful performance of the duties and obligations of his said trust, as modified by this resolve.

The avails of said estate so sold as aforesaid, shall descend and be distributed in the same manner as the said real estate would have been if the same had remained undisposed of.

AUTHORIZING FRANCIS PARSONS, TRUSTEE, TO INVEST CERTAIN FUNDS.

Upon the petition of Christopher Colt and Olive, wife of said Christopher, and of William U. Colt and of Francis Parsons, trustee of the said Olive, all of the town and county of Hartford, praying that certain funds in the hands of said trustee may be invested in permanent improvements on real estate, for the use of said Olive, as per petition on file, dated 8th May, 1845, will more fully appear :

Resolved by this Assembly, That of the money or funds in the hands of Francis Parsons, bequeathed to him by Jacob Sargeant, late of Hartford, deceased, in trust for Mrs. Olive Colt and others; he be and he is hereby authorized and empowered to appropriate seven hundred and fifty dollars to pay the expense of finishing a store in, and otherwise altering a dwelling-house devised to said trustee

for the use of those for whose benefit said personal estate was bequeathed : said premises so altered and improved to remain in trust, subject to the conditions and limitations of the will of the said Sargeant.

AUTHORIZING MICHAEL AND JOHN DAILEY, ALIENS, TO HOLD
REAL ESTATE.

Whereas, Michael Dailey and John Dailey, both of Norwich, in the county of New London, have presented their petition to this Assembly, showing that they are aliens,—that, ignorant of their incapacity as aliens to hold real estate, they on the 3d day of October, A. D. 1844, purchased of the Norwich Water Power Company, a corporation doing business in said Norwich, and on the same day and year received from said corporation a deed of conveyance of a certain parcel of land, situate in said Norwich, in the village of Greenville, (upon which land the petitioners have since erected a dwelling-house,) described as follows, viz:—beginning at the intersection of Eighth street and High-street, at the north-east corner of lot No. 4, on square No. 12,—running thence following the line of Eighth-street one hundred feet, thence at right angles with said first line fifty feet, thence easterly on a line parallel with Eighth-street, one hundred feet to High-street, thence following the line of High street to the place of beginning ; being a square lot fifty feet by one hundred feet, and designated on the map of Greenville as lot No. 4, square No. 12 ; and also praying for leave to hold or convey said land, at their pleasure, as by petition on file, of date April 17, A. D. 1845 :

Resolved by this Assembly, That the title of the said Michael Dailey and John Dailey, to the real estate referred

to in the petition aforesaid, be established and confirmed ; and that the said Michael Dailey and John Dailey be authorized and empowered to hold, use, occupy and enjoy the lands aforesaid, and to transmit the same by gift, grant, devise or otherwise, to the same extent as if they were native born citizens of this state.

FREDERICK H. AND JOHN PATTISON, ALIENS, AUTHORIZED TO HOLD CERTAIN LANDS.

Upon the petition of Godfrey Pattison, Frederick H. Pattison, and John Pattison, merchants, under the firm of Godfrey Pattison & Co., in the city of New York, showing to this Assembly that they have caused two executions in their favor against Friend Whittlesey, of Clinton in the county of Middlesex, which issued from the Superior Court holden at Middletown, in and for said county, on the fourth Tuesday of February, A. D. 1845, to be duly levied upon land of said Whittlesey, in said Clinton, containing about three acres,—bounded northerly by land of the heirs of Sylvester Redfield, deceased, easterly by land of Samuel L. Stevens, southerly by the main street of said Clinton and westerly by land of John Farnham and others, with the buildings thereon, and said land, to be duly appraised and set off to them, and all the requisites of the law to be complied with; and that one of said executions remains in part unsatisfied; and that two of said petitioners, viz: the said Frederick H. Pattison and John Pattison, are aliens; praying for liberty to hold and convey said land, and also to hold and convey any other land of said Whittlesey which may be duly set off to them on an *alias* execution for the balance of their debt, as per petition on file, dated May 9th, 1845; which petition has been duly served upon the respond-

ents therein named. This Assembly having inquired into the allegations in said petition do find them to be true; and thereupon, it is

Resolved by this Assembly, That the title to said land acquired by said Godfrey Pattison, Frederick H. Pattison and John Pattison, by said levy and setting off on said executions, be, and the same is hereby confirmed and established in them and their assigns, in the same manner and to the same extent as though they had all been, when said levy and setting off took place, native citizens of this state; and they are hereby empowered to hold said land, and any other land of said Whittlesey which may be duly set off to them on an *alias* execution, to satisfy the balance of their said debt, in the same manner as though they were all native citizens of this state.

AUTHORIZING COURT OF PROBATE FOR DISTRICT OF HADDAM TO
PROCEED IN THE SETTLEMENT OF ESTATE OF DANIEL SMITH.

Upon the petition of Lucintha Smith, of Haddam, in the county of Middlesex, and Benjamin Smith, of said Haddam, (a minor and son of the said Lucintha, who prefers said petition by the said Lucintha, his said mother and next friend,) showing to this Assembly that Daniel Smith, late of said Haddam, husband of the said Lucintha, and father of the said Benjamin, on the 30th day of November, A. D. 1843, left his house and home in said Haddam, since which time no certain information had been received in respect to him; and from such circumstances as had come to their knowledge they had very little doubt that he was dead, and that at the time of his supposed death he left real estate in said town of Haddam, (a part of which was encumbered by a mortgage,) and

very little personal estate; and in addition to the debt so secured by mortgage, was indebted to sundry individuals in small amounts,—and praying this Assembly, for reasons therein stated, to authorize the estate of the said Daniel to be settled in the same manner as if it was fully ascertained that the said Daniel was dead, &c., as per petition on file, dated the 6th day of May, 1844,—which petition was preferred to the General Assembly holden at New Haven, on the first Wednesday of May, 1844, and by legal continuance comes to the present session, when the petitioners appear: and this Assembly, having by their committee inquired into the facts stated in said petition, find the same true; and it is thereupon,

Resolved by this Assembly, That the Court of Probate for the district of Haddam, be, and they hereby are authorized to grant administration upon the estate of said Daniel, and to proceed with the settlement of said estate, and to order the sale of so much thereof as may be required to pay and satisfy the debts due from said Daniel, with the expenses of settling said estate and the incident charges of sale, in the same manner as though it was fully ascertained and proved by said court that said Daniel had deceased; and that the residue of said estate shall be held and enjoyed by the said petitioners as the widow and heir-at-law of said Daniel, to be finally distributed under the orders of said court at the expiration of seven years from the said 30th day of November, A. D. 1843, or sooner, if the death of said Daniel shall before that time be proved to the satisfaction of said court.

Provided nevertheless, That nothing herein contained is to be so construed as to impair the said Lucintha's right of dower in said real estate; which dower is to be set out or assigned to her before the sale of any part of said real estate (for the payment of debts as aforesaid) shall be made.

**AUTHORIZING A MEETING OF THE PROPRIETORS OF HAMMONASSETT
FIELD.**

Resolved by this Assembly, That the proprietors of Hammonasset Field, (so called,) in the town of Madison, New Haven county, may meet for the choice of officers and transaction of any business in relation to said Field, on notice given by advertisement, signed by any three of the proprietors thereof, specifying the time and place of holding said meeting, posted on the sign post in the south society of said Madison, and published in a newspaper printed in New Haven, ten days before such meeting; and may proceed as if no omission of an annual meeting had intervened.

CONFIRMING IN EDWIN BISHOP THE TITLE TO KEEP AND MAINTAIN A CERTAIN DAM.

Upon the petition of Edwin Bishop, of the town of Stamford, in this state, showing to this Assembly that he is the proprietor of an artificial canal, leading from the eastern branch of Stamford harbor to the center of Stamford village, near the Connecticut turnpike road; that said canal is navigable for vessels of fifty tons burthen and upwards, and is of great public utility to the inhabitants of said Stamford and of the towns adjoining; that, to construct said canal and its basin, which is in said Stamford village, and the wharves around said basin and the storehouses upon said wharves, involved an expenditure to the petitioner of not less than \$12,000; and that the petitioner is the sole owner of the ground on each side of said canal. Showing further, that there is a natural

creek (commonly known by the name of Old Creek) emptying into said eastern branch of said Stamford harbor, near the mouth of said canal, or where said canal unites to or empties into said harbor; and that for the purpose of improving the navigation of said canal and of rendering it more convenient to the public, the petitioner has, at great expense to himself, built a raceway or lateral canal, connecting said Old Creek with said artificial canal, near its said basin. Showing further, that across the mouth of said Old Creek, where it empties as aforesaid, he has erected a dam, with a trench, and that at or near the termination of said raceway or lateral canal and near the basin of said artificial canal he has erected a gate, so that the tide rises into said Old Creek and lateral canal through said trench, and when falling passes out with a strong current through said artificial canal, and thus keeps it clear of mud and sediment and preserves the navigation thereof unobstructed; thus securing to the petitioner what would otherwise be to him a great expense annually, in clearing out the sediment, mud and deposite in said artificial canal, and at the same time conducing very greatly to the public convenience and utility. Showing farther, that the establishment and continuance of said dam across the mouth of said Old Creek are thus necessary to the successful operation of said artificial canal, and consequently to the public good; praying for the grant to the petitioner of the right to permanently continue said dam, and the establishment and confirmation of the same as it now exists,—or other relief, as per petition on file. This Assembly doth find the facts alleged in said petition to be true: Be it therefore

Resolved by this Assembly, That the said Edwin Bishop, his heirs and assigns, be forever invested with the full right to keep and maintain said dam as it now exists and is used across the said Old Creek, and that said dam be, and the

same hereby is confirmed and established ;—subject, however, to be altered, amended or revoked by the General Assembly.

CONFIRMING CONVEYANCES AND DEEDS OF ZACHEUS BROWN, OF
CERTAIN LANDS.

Upon the petition of Zacheus Brown and others, showing that the said Brown as guardian in the manner as set forth in said petition, and pursuant to an order, sentence and decree of the Court of Probate for the district of Hartford, theretofore made and passed, him thereunto authorizing, did, on the 20th day of January, 1843, sell at public auction and convey by deed of that date to one Anson Whaples, then of said Wethersfield, the following described parcel of land, situated in said Wethersfield and bounded north and east on highway, south by land of Erastus Latimer, and west by land set to the widow of said James, deceased, containing about seven and one-half acres ; and afterwards, viz : on the 23d day of November, 1843, under and pursuant to the aforesaid authority, sold at public auction and by deed of that date conveyed to one Uzziel Latimer a certain other parcel of land situated in said Wethersfield and bounded north on highway, east on the heirs of James Gladding, south on Homer Camp and west on Charles Hurlbat, and containing about seven acres and one rood ;—and that said Court of Probate had no jurisdiction over said matter and no power to give said order, and that said Brown had no power under said authority to make said sale,—and praying for an act of the General Assembly ratifying, confirming and validating said sale and the conveyance of the same, as per petition on file, bearing date the 5th day of April, 1845, may more fully and at large appear. Whereupon, it is

Resolved by this Assembly, That said conveyances respectively by said Brown be, and the same are hereby to all intents and purposes ratified and confirmed and made effectual to transfer the title to the said lands as fully, to all intents and purposes, as if the said Brown had been legally authorized and empowered to sell and convey the same.

CONFIRMING IN DAVID CHISM, AN ALIEN, THE TITLE TO CERTAIN
LANDS.

Resolved by this Assembly, That the title of David Chism, of Ashford, in the county of Windham, an alien, in and to a certain piece of land, situate in said Ashford, containing about twenty-five acres, heretofore conveyed to said petitioner by Michael Richmond, and bounded east on lands of Albert [Abel] Miller, south on lands of said Miller and Asa Smith, west on lands of William Storrs, and north on lands of Ashbel Whitman and the heirs of Nathaniel Brooks, deceased, and the highway, be, and the same is hereby confirmed and established; and the said David Chism is hereby authorized to hold, sell and convey the said lands in the same manner as if he had been a native citizen of this state when said lands were so conveyed.

CONFIRMING TITLE TO CERTAIN LANDS IN JACOB DE WITT, AN ALIEN.

Upon the petition of Jacob De Witt, of Montreal, in the province of Lower Canada, showing that he was a native born citizen of the state of Connecticut, and at about the age of thirty years he removed to Montreal, in Lower Canada, where he has since resided, and that he has

become a naturalized subject of Queen Victoria, Queen of Great Britain, and that since his residence in Canada he has become the owner of real estate situated in Mansfield in Tolland county, and Windham in Windham county in said state, the title to which he holds by deed and by levy of execution: also showing that as he is not now an inhabitant of this state or any of the United States, he cannot hold real estate in the state of Connecticut without license from the General Assembly thereof; praying this General Assembly to confirm his title to said estate as obtained by deed and by levy of said execution, and to grant him license to hold, sell and convey said real estate, and to give good and effectual title to the same, as per petition on file:—

Resolved by this Assembly, That the title to said real estate described in said petition is hereby confirmed to the said Jacob DeWitt, at and from the date of his said deed and and levy of said execution; and he is hereby authorized and empowered to hold, occupy, possess, sell and convey all such estate as he owns and has described in said petition, and convey the same by deed, grant, devise or otherwise, and to give as good and effectual title to the same as though he were not an alien, but a citizen of this state.

CONFIRMING IN MICHAEL HOGAN, AN ALIEN, THE TITLE TO CERTAIN
LANDS.

Upon the petition of Michael Hogan, of Middletown, in the county of Middlesex, showing to this Assembly that he is an alien,—that he removed to this country in the year 1840, since which time he has resided in said Middletown and supported his family without charge to the

public,—that he has never been naturalized, but has declared his intention to be admitted a citizen of the United States,—that he is attached to our institutions, is of industrious habits and a good moral character;—that in March, 1845, he purchased and took in his own name a deed of a certain piece of land, situate in said Middletown, being sixty feet front on Liberty street, commencing at the north-east corner of Michael Kain's fence and sixty feet in the rear, being in depth from north to south about three hundred and twenty-five feet, more or less, to the division fence between the land of Martha M. Starr and Hannah Whittlesey, (and at present occupied by Charles R. Alsop,) bounded north on Liberty street, west on Michael Kain's land, south on said division fence and east on land of said Martha,—and praying that the title to said premises may be confirmed to him. This Assembly having heard said petition do find the foregoing allegations to be true: therefore,

Resolved by this Assembly, That the said Michael Hogan be, and he is hereby empowered to hold the above described premises to himself, his heirs, and assigns forever, and to convey and transmit the same by gift, grant, devise, descent or otherwise, as fully and completely as he could have done had he been a native citizen of the United States, at the time when said deed to him was executed.

EAGLE MANUFACTURING COMPANY, GLASTENBURY.

Resolved by this Assembly, That the Eagle Manufacturing Company, of the town of Glastenbury, a company incorporated by the Legislature of this state, for manufacturing purposes, have leave to hold their meetings for the choice

of officers and the transaction of other business, at their office in Glastenbury or Hartford.

Provided, That this resolution may be altered, amended or repealed, at the pleasure of the General Assembly.

THE ENFIELD MANUFACTURING COMPANY.

Upon the petition of Henry Schoonmaker and others, praying for an act of incorporation, as per petition on file :—

Resolved by this Assembly, That Henry Schoonmaker and Henry A. Grant, their associates, successors and assigns, be, and they hereby are constituted a body politic and corporate, for manufacturing purposes, with a capital of three hundred thousand dollars. And said corporation shall be organized in the manner, possess all the powers and be subjected to all the duties provided by an act entitled "An Act relating to Joint Stock Corporations," passed in 1837. And the name of said corporation shall be *The Enfield Manufacturing Company*. *Provided*, that this resolution may be altered, amended or repealed, at the pleasure of the General Assembly.

THE SALISBURY IRON COMPANY.

Upon the petition of Robert Bostwick, William J. Pettee and Myron H. Fish, of Salisbury, in Litchfield county, and others, showing to this Assembly that they are the owners of all the shares and capital stock of the Salisbury Iron Company ; and praying for the reduction of the capital stock of said company and of the amount

of individual shares therein, for the reasons in said petition set forth, as by petition on file, dated the first day of May, 1845, more fully appears :—

SEC. 1. *Resolved by this Assembly,* The capital stock of said Salisbury Iron Company may be reduced to such sum as said company in legal meeting shall direct,—not below the sum of twenty thousand dollars : and the excess of capital now invested beyond the amount which shall be so fixed by such reduction, may be withdrawn at such time and in such manner as said company shall direct : any law to the contrary notwithstanding. *Provided, however,* that whenever such reduction shall be made, the directors of said company shall forthwith lodge in the town clerk's office of said town of Salisbury, a certificate under their hands of the amount of the capital of said company as fixed by such reduction : and the amount so certified shall at no time thereafter be withdrawn or again reduced without rendering the directors of said company liable for such reduction or withdrawal, in the same manner and to the same extent as if this resolve had not been passed.

SEC. 2. Shares in the capital stock of said company may be reduced to one hundred dollars per share, in such manner as said company in legal meeting shall direct.

SEC. 3. This act may be altered, amended or repealed at the pleasure of the General Assembly.

ESTABLISHING THE MILEAGE FROM NAUGATUCK.

Resolved by this Assembly, That the mileage of the town of Naugatuck, in New Haven county, to Hartford, be thirty-five miles ; and to New Haven, seventeen miles.

INCORPORATING THE WILLIMANTIC BRIGADE BRASS BAND.

SEC. 1. *Resolved by this Assembly*, That John S. R. Benchley, Joseph M. Dunham, Lyman M. Jordan, A. W. Jillson, J. A. Watson, William A. Benchley, William H. Osborn, Harry Willson, Mason Prentice, William D. Franklin, Charles S. Blivin, Albert N. Maine, John H. Prentice, Lewis Russ, Ira M. Vaughn, be, and they are hereby incorporated by the name, style and title of *The Willimantic Brigade Brass Band*; and they and such other musicians as shall be duly enlisted and elected members of said company, not exceeding twenty-five in number, within the limits of the fifth brigade of Connecticut militia, shall be and remain a company incorporated by the above name and style forever.

SEC. 2. That said Willimantic Brigade Brass Band may, and they are hereby directed to call a meeting of said company sometime in the month of June, A. D. 1845, by giving three days' notice to all the members of said company, at Willimantic; which company when met may choose and appoint from among themselves all necessary officers, and may adopt all such lawful by-laws, rules and regulations for their own government as shall be necessary for the attainment of the object of their organization.

SEC. 3. Said company when so organized shall belong to the fifth brigade of Connecticut militia, subject at all times to the orders of the officers commanding said brigade, and shall meet at least twice in each year for the purpose of perfecting themselves as musicians. For every omission or neglect of duty, the members of said company shall be subject to such fines as may be prescribed by the by-laws, rules and regulations of said company, (not exceeding the fines now prescribed by law for omissions and neglect of duty by musicians attached to companies and regiments of

militia,) to be imposed and collected in the same manner and for the same objects, by the master or commander of said company, as fines are now imposed and collected by captains of companies or commandants of regiments of militia upon musicians for neglect of duty.

SEC. 4. That the members of said company when so organized as aforesaid shall not be liable to the performance of military duty in any other manner than as aforesaid, so long as said company shall consist of ten members, and shall annually report themselves to the officer commanding said brigade as in uniform, equipped, and ready for duty.

SEC. 5. *Provided, nevertheless,* That this act may at any time be altered, amended or repealed, at the pleasure of the General Assembly.

EXEMPTING CERTAIN PERSONS THEREIN SPECIFIED FROM MILITARY DUTY.

Resolved by this Assembly, That the officers and students of the Connecticut Literary Institution and of the Theological Institute of Connecticut shall enjoy the same privileges and exemptions from military duty as have already been granted to the officers and students of Yale College. *Provided,* that this act may at any time be altered, amended or revoked by the General Assembly.

DISCHARGING BENNET U. STRONG FROM PAYMENT OF MILITARY FINE.

Whereas, Bennet U. Strong, of the town of Woodbury, in the county of Litchfield, late captain of the 1st Company 12th Regiment of Connecticut Militia, was in the month

of January, 1844, arrested and tried by a court-martial and fined, &c., and for neglect to pay said fine, said Strong was imprisoned in the common gaol at said Litchfield, and in order to obtain his release from said prison the said Strong gave his promissory note for said fine and costs, and as the said Strong is bankrupt and wholly unable to pay said note ;—therefore,

Resolved by this Assembly, That the said Bennet U. Strong is hereby discharged from the payment of said note given for fine and costs aforesaid.

GEORGE DOUGLASS, JR.

Upon the petition of George Douglass, of East Haddam, showing to this Assembly that by reason of certain advantages accruing therefrom, to his son, George Douglass, Jr., a minor, he is desirous of changing the name of his said son ;—as per petition on file, dated East Haddam, May 5th, A. D. 1845, will more fully appear : This Assembly having inquired into the allegations set forth in said petition do find them true. Whereupon,—

Resolved by this Assembly, That the name of George Douglass, Jr., of East Haddam, in the county of Middlesex, be, and the same is hereby changed to the name of *Charles William Bradley, Jr.* ; and by said last mentioned name, he, the said George, Jr., shall be forever hereafter known and called.

WILLIAM MC'CLAUGHREY.

Upon the petition of William McClaughrey, for a change of name, as per petition on file :

Resolved by this Assembly, that the name of the said William Mc Claughrey be, and the same hereby is changed to William Kingston.

MARY A. BOWEN.

Upon the petition of Mary A. Bowen, of Manchester, in Hartford county, showing to this Assembly that about the year 1839 she was lawfully married to Edwin S. Bowen, then of Hartford, in said county, and that at the session of the Superior Court, at Tolland, in April, 1844, she was duly and legally divorced from said Edwin,—that the conduct of said Edwin has been such that she is desirous of having her maiden name restored, and praying to have her maiden name (which was Mary A. Deane) restored to her:

Resolved, That the name of the petitioner be changed from Mary A. Bowen to Mary A. Deane, and that she hereafter be known and called by the name of Mary A. Deane.

LYDIA KIDNEY.

Whereas, Lydia Kidney, of the town of Derby, was divorced from her husband, William Kidney, by the Su-

perior Court held at New Haven in the year 1843, at the October term of said court,—and whereas, said Lydia, as per petition on file, dated May 10th, 1845, presented to this Assembly, prays that her name, Lydia Kidney, may be changed to that of Lydia Baldwin, her maiden name ; therefore—

Resolved by this Assembly, That the name of the said Lydia Kidney be changed to the name of Lydia Baldwin, and that, hereafter, the said Lydia Kidney be known and called by the name of *Lydia Baldwin*.

ANNA MARIA WHARTON.

Resolved by this Assembly, That the name of Anna Maria Wharton, of the town of Hamden, in New Haven county, (who, before her intermarriage with Thomas Wharton, her late husband, was the widow of Doctor George Reddie, Superintending Surgeon in the province of Bengal,) be, and the same hereby is changed to that of *Anna Maria Reddie*.

UNITED RELIGIOUS ASSOCIATION OF FARMINGTON.

Whereas, doubts have arisen as to the legal name of the ecclesiastical society formerly known by the name of the United Religious Association of Farmington,—

Resolved, That the name of said society be, and the same is hereby changed to that of *The Ecclesiastical Society of East Avon*.

Resolved, That the doings of all meetings of said society heretofore held are hereby confirmed and declared valid ;

and that all the rights, funds and estate of the same, and all notes or debts due the same shall remain and continue the property of said Ecclesiastical Society of East Avon, in the same manner and subject to the same laws and regulations as if their said name had not been changed.

WASHINGTON COLLEGE.

Upon the memorial of the trustees of Washington College, showing that there are sundry other colleges in the United States bearing the name of Washington College, praying for a change in their corporate name, &c.:—

Resolved by this Assembly, That the name of said corporation be changed to that of *The Trustees of Trinity College*; and that all grants, devises and bequests heretofore made or that shall hereafter be made to said corporation by its former name, shall be deemed good and valid as if made to said college by its present corporate name.

INCORPORATING THE CONNECTICUT NATURAL HISTORY SOCIETY.

Resolved by this Assembly, That Charles H. Olmsted, John L. Comstock, Phillip Ripley, Joseph Monds, William W. Turner, Henry W. Terry, and those who are or may be hereafter associated with them, shall be and remain a body politic and corporate by the name of *The Connecticut Society of Natural History*; and by that name shall be capable of suing and being sued, pleading and being impleaded,—may have a common seal and alter the same at pleasure,—may purchase, receive, hold and convey any estate, real or

personal, not exceeding five thousand dollars,—and may establish such by-laws and regulations as may be necessary or convenient, not inconsistent with the laws of this state.

Provided, That this resolve may at any time be altered, amended or repealed, at the pleasure of the General Assembly.

INCORPORATING THE GRAND LODGE OF THE INDEPENDENT ORDER
OF ODD FELLOWS OF THE STATE OF CONNECTICUT.

SEC. 1. *Resolved by the Senate and House of Representatives in General Assembly convened*, That Frederick Croswell, James B. Gilman, Charles William Bradley, Sheldon Bassett, John L. Devotion and their associates, members of the Grand Lodge of the Independent Order of Odd Fellows of the State of Connecticut, be, and they are hereby made and constituted a body politic and corporate by the name, style and title of *The Grand Lodge of the Independent Order of Odd Fellows of the State of Connecticut*; and by that name they and their successors shall and may have continual succession; may have and use a common seal, and may change and alter the same at their pleasure; shall be capable in law to sue and be sued, plead and be impleaded, answer and be answered unto, defend and be defended in all courts and places whatsoever; and to purchase, hold and enjoy, sell, convey, mortgage and lease property and estate, real, personal and mixed, and also to take and hold devises, legacies and bequests. *Provided, always*, that the clear annual value of the estate and property held and owned by them shall not at any time exceed two thousand dollars.

SEC. 2. The said corporation shall have power to elect such officers and to make and establish such by-laws and rules for their regulation and government as to them shall seem meet and proper, and may change, alter and amend

or repeal the same at their pleasure. *Provided*, that such laws be not inconsistent with the constitution and laws of this state or of the United States.

SEC. 3. The said corporation shall and may have, use, exercise and enjoy all such other rights, privileges and immunities as appertain to or are necessary to the legal existence of a corporation.

SEC. 4. The said corporation shall not engage in or use or appropriate their funds, or any part of them, to any banking or manufacturing purposes.

SEC. 5. This act may at any time be modified, altered or repealed by the Legislature.

GEORGE CARPENTER.

Resolved, That the Comptroller of Public Accounts be directed to draw an order on the Treasurer for the sum of twenty-three dollars; in favor of George Carpenter.

NATHANIEL GALLUP.

Resolved, That the Comptroller of Public Accounts be directed to draw an order on the state Treasurer, for the sum of twenty dollars, in favor of Nathaniel Gallup; for expenses in defending his seat as a member for Sterling.

MORATIO GRIDLEY.

Resolved, That the Comptroller of this state be, and he is hereby directed to draw an order on the Treasurer, in

favor of Dr. Horatio Gridley, for the sum of sixty-eight dollars and sixty-eight cents.

HIRAM HAWKINS.

Resolved, That the Comptroller of Public Accounts be, and he is hereby authorized and directed to draw an order on the Treasurer, in favor of Hiram Hawkins, for the sum of two hundred and fifty dollars:—the same being in compensation for injuries received by said Hawkins, in the service of this state.

SAMUEL HOLMES.

Resolved, That the Comptroller draw an order on the Treasurer for the sum of twelve dollars thirty-five cents, in favor of Samuel Holmes, collector of state tax in the town of East Haddam; being amount of commission and travel on said tax;—payable out of any money in the treasury not otherwise appropriated.

WILLIAM G. HOOKER.

Resolved, That the Comptroller of Public Accounts be directed to draw an order on the Treasurer of this state, in favor of William G. Hooker, for the sum of four hundred dollars, for the purchase of the portrait of Washington, now suspended in the senate chamber of the state house at New Haven; said portrait being appropriate furniture for the chamber of the senate.

JAMES C. HYDE.

Resolved by this Assembly, That the Comptroller of Public Accounts be, and he is hereby directed to draw an order on the Treasurer of this state for the sum of thirty-seven dollars and thirty-four cents, in favor of James C. Hyde; it being for his expenses in establishing his claim to a seat in the House of Representatives, at the present session of this Assembly.

JOHN ISHAM.

Resolved by this Assembly, That the Comptroller of this state be, and he is hereby directed to draw an order on the Treasurer in favor of Col. John Isham, for the sum of twenty-four dollars and eighty-eight cents.

BENJAMIN A. JARVIS.

Resolved by this House, That the Comptroller of Public Accounts be, and he is hereby authorized and directed to draw an order on the Treasurer, in favor of Benjamin A. Jarvis, for the sum of thirty-eight dollars and forty cents; the same being for expenses incurred by said Jarvis, in successfully claiming a seat as a representative in this Assembly.

SAMUEL C. JOHNSON.

Resolved, That the Comptroller of Public Accounts be directed to draw an order on the Treasurer, in favor of Samuel C. Johnson, for the sum of twenty dollars, being for expenses incurred in the pursuit and arrest of two felons.

EDWIN NEWBURY.

Resolved, That the Comptroller of Public Accounts be, and he hereby is directed to draw an order on the Treasurer of this state, in favor of Edwin Newbury, for the sum of forty-eight dollars and forty-six cents; as compensation for pursuing and arresting a felon.

SAMUEL G. TIBBALS.

Whereas, it appears by the Journal of the House of Representatives of this state, for 1843, that expenses to the amount of \$43 50 were incurred by Samuel G. Tibbals, in successfully contesting the seat of Leverett W. Leach, a member of said House of Representatives; and whereas, recent precedents have established the right of recovering for expenses incurred under such circumstances,—therefore,

Resolved by this Assembly, That the Comptroller of Public Accounts be, and he hereby is authorized and directed to

draw an order on the Treasurer, in favor of the said Samuel G. Tibbals, for the sum of twenty-three dollars fifty cents.

FREDERICK WATSON.

Resolved, That the Comptroller of Public Accounts be, and he is hereby directed to draw an order on the Treasurer, in favor of Frederick Watson, for the sum of seventy-five dollars.

ORLO J. WOLCOTT.

Resolved, That the Comptroller of Public Accounts be, and he is hereby directed to draw an order on the Treasurer of this state, in favor of O. J. Wolcott, for the sum of seventy dollars; being for expenses incurred in the pursuit, arrest and conviction of a felon, and recovering stolen goods.

MIDDLESEX COUNTY AGRICULTURAL SOCIETY.

Whereas, the Middlesex County Agricultural Society raised among its members, during the year ending October 17, 1844, the sum of two hundred and sixteen dollars, to be expended for the use of the society, during the then current year, and lodged a certificate thereof, under oath, signed by the president and treasurer of said society, with the Secretary of this State, in pursuance of the provisions of the "Act in relation to Agricultural Societies," passed in 1840, and of the act in addition

thereto, passed in 1842,—but by reason that said certificate was not lodged with said Secretary until the 1st day of November, 1844, (the law requiring that it be so lodged by the last day of October in each year,) the Comptroller of Public Accounts rejected the claim of the said Agricultural Society for the allowance from the treasury of the state of the amount, which, but for this mistake, the said society would have been entitled to receive, in pursuance of the provisions of the said acts :—

Resolved by this Assembly, That the Comptroller of Public Accounts be, and he hereby is authorized and directed to draw an order on the Treasurer of this state in favor of the Middlesex County Agricultural Society, for the sum to which the said society would have been entitled had the certificate of the president and treasurer thereof been lodged with the Secretary of this State within the time limited by the existing laws of the state.

CONNECTICUT HISTORICAL SOCIETY.

Whereas, the Connecticut Historical Society was incorporated by the General Assembly of this state, at its session in May, 1825, for the purpose of discovering, procuring and preserving matter relative to the civil, military, ecclesiastical and natural history of this state and of the United States,—and *whereas,* in the prosecution of said object, a large and valuable collection of books, manuscripts and antiquities, illustrative of the colonial, revolutionary and subsequent history of Connecticut, has been collected at great personal expense and exertion by the members thereof;—and *whereas,* the funds of said society are utterly inadequate to the proper arrangement and binding of manuscripts, papers, &c. :—therefore,—

Resolved by this General Assembly, That the Comptroller of Public Accounts be, and he is hereby authorized to draw an order on the Treasurer of this state in favor of the treasurer of the Connecticut Historical Society, for the sum of one thousand dollars; to be by said society expended in arranging and binding the manuscripts and papers aforesaid, for the purpose of easy reference and to ensure their preservation.

COMMITTEE ON JUVENILE OFFENDERS.

Resolved, That the Comptroller of Public Accounts be, and is hereby directed to draw an order on the Treasurer of this state in favor of John T. Norton, for the sum of thirty dollars and ninety-three cents; also, to draw an order on the Treasurer in favor of Thaddeus Welles, for the sum of forty-three dollars and seventeen cents; and also to draw an order on the Treasurer in favor of Samuel H. Huntington, for the sum of forty-nine dollars and seventy-five cents; for their services and expenses as a Committee on Juvenile Offenders.

COMMITTEE ON TAXATION.

Resolved, That the Comptroller of Public Accounts be, and hereby is directed to draw an order on the Treasurer of this state, in favor of Noyes Darling, for the sum of forty-two dollars and thirty-six cents; also to draw an order on the Treasurer in favor of Asa Fish, for the sum of twenty-eight dollars and thirty-eight cents; and also to draw an order on the Treasurer in favor of Samuel H. Huntington,

for the sum of twenty dollars and fifty cents;—for their services and expenses as a Committee on Taxation.

APPROPRIATION FOR REPAIRS OF STATE HOUSE IN HARTFORD.

Resolved by this Assembly, That the Comptroller of Public Accounts be, and he hereby is authorized to expend a sum not exceeding one hundred and fifty dollars in the necessary repair of the state house in Hartford.

**APPROPRIATION FOR REPAIRS AND ALTERATION OF STATE HOUSE
IN NEW HAVEN.**

Resolved by this Assembly, That the Comptroller be, and he is hereby directed to draw an order on the Treasurer of this state for a sum not exceeding twelve hundred dollars, in favor of William W. Boardman and Aaron N. Skinner; it being an appropriation for repairs and alterations upon the state house at New Haven; and that William W. Boardman and Aaron N. Skinner be a committee to superintend the repairs and alterations aforesaid.

TOWN OF GREENWICH.

Resolved, That the Comptroller of Public Accounts be, and he is hereby directed to draw an order on the Treasurer of this state in favor of the selectmen of the town of Greenwich, for sixteen dollars and fifty-eight cents; being the amount of an overpayment of state tax by the town of Greenwich, on list of 1843.

CHAPLAINS OF HOUSE OF REPRESENTATIVES.

Resolved by this Assembly, That there be granted to the Reverend Clergy who have officiated in this House, during the present session, the sum of fifty dollars;—payable to the sheriff of the county.

CLERK OF THE HOUSE OF REPRESENTATIVES.

Resolved by this Assembly, That the Comptroller of Public Accounts be directed to draw an order on the Treasurer in favor of the clerk of the House, for such amount as said Comptroller shall deem reasonable for the expenses of printing and distributing eight hundred copies of the Journal of the House for the present session.

CLERK OF THE SENATE.

Resolved by this Assembly, That the Comptroller of Public Accounts be directed to draw an order on the Treasurer in favor of the clerk of the Senate, for such amount as said Comptroller shall deem reasonable, for the expenses of printing and distributing six hundred and fifty copies of the Journal of the Senate for the present session.

AUTHORIZING THE COMPTROLLER TO PROCURE A STATE STANDARD.

Resolved by this Assembly, That the Comptroller of Public Accounts be, and he is hereby authorized to cause to be

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procured a standard of suitable dimensions with the arms of this state emblazoned thereon, and cause the same to be hoisted during the sessions of the General Assembly, or of either branch thereof, on a suitable flagstaff, upon the state-house; and that a sum not exceeding one hundred dollars be, and the same is hereby appropriated for that purpose out of any funds in the hands of the Treasurer not otherwise appropriated.

AUTHORIZING DISTRIBUTION OF ARMS.

Resolved by this General Assembly, That the Quarter Master General be, and he is hereby authorized to distribute to the militia of this state two hundred muskets, one hundred and fifty rifles, two hundred pistols and one hundred sabres, to such companies of light infantry, rifle companies, cavalry or horse artillery as have not received arms from the state, and such new companies as may be formed hereafter; subject to the existing provisions of law.

Resolved, That all previous acts and resolves relative to the distribution of arms by the Quarter Master General, be, and they are hereby repealed.

DISTRIBUTING ARMS TO NATIONAL BLUES, AT NEW HAVEN.

Resolved by this Assembly, That the Quarter Master General be directed to distribute to the National Blues, New Haven, sixty-four muskets, to and for the use of said company, subject to the laws now existing in relation for [to] the distribution of arms.

BRANCH COMPANY.

Upon the petition of A. M. Collins and others pray [ing] for an act incorporating a company for the purpose of constructing a branch railroad from some point on Connecticut river to the extension road of the Hartford and New Haven Railroad Company :

SEC. 1. *Resolved by this Assembly,* That Amos M. Collins, Thomas K. Brace, Timothy M. Allyn, Phillip Ripley, Charles H. Northam, Solomon Porter and James R. Averill, with such other persons as shall associate with them for that purpose, are constituted a body politic and corporate by the name of *The Branch Company* ; and by that name to sue and be sued, plead and be impleaded in any court in this state ; to make and have a common seal, and the same to break, alter or renew at pleasure. And the company is hereby vested with all powers, privileges, and immunities which are or may be necessary to carry into effect the purposes and objects of this act as hereinafter set forth. And said company is hereby authorized and empowered to locate, construct, and finally complete a single, double or treble railroad or way from some suitable point on Connecticut river, within the city of Hartford, to meet and unite with the extension road of the Hartford and New Haven Railroad Company, at some point within the town of Hartford, in such route as shall be deemed most expedient, and to transport, take and carry property and persons upon said railroad or way by the power and force of steam, of animals, or of any mechanical or other power, or of any combination of them which said company may choose to apply. And for the purposes of constructing said railroad or way, the said company is hereby authorized to lay out their road not exceeding six rods wide through the whole length. And

in the event (at the junction of said Branch road with the said Hartford and New Haven road, or at any other point therein) it shall become necessary, in the opinion of the directors of said Branch Company, for the more effectual operation of their said road, in the loading, discharging and transporting of large quantities of freight, to construct turn-outs or a quadruple or quintuple track, then and in that event said company is hereby authorized to lay out their said road at such point, not exceeding ten rods wide; *provided*, such increased width shall not exceed in the whole one-fourth of a mile in length: and for the purposes of cutting and embankments and for obtaining stone and gravel, may take as much more land as may be necessary for the proper construction and security of said road;—with permission also to unite and connect with said road of the Hartford and New Haven Railroad Company, or make and enter into any contract with said Hartford and New Haven Railroad Company in relation to the business of said Branch Company, and also make joint stock with, unite and merge the same in or lease their said road to said Hartford and New Haven company. And said Hartford and New Haven Railroad Company are hereby authorized, by their directors, to subscribe to the stock of said Branch Company,—also, make and enter into and become parties to any of the contracts aforesaid which said Branch Company are authorized to make as aforesaid. *Provided*, that all damages that may be occasioned to any person or corporation by the taking of any such lands or materials aforesaid for the purposes aforesaid, shall be paid for by said company in manner hereinafter provided: *and provided also*, that the use of steam power in said city shall be subject to such regulations in respect thereto as the Court of Common Council of said city shall prescribe.

SEC. 2. That the capital stock of said company shall be twenty thousand dollars, with the privilege of increasing the same to one hundred thousand dollars, and to be divi-

ded into shares of one hundred dollars each,—which shares shall be deemed personal property and be transferred in such manner and at such places as the by-laws of said company shall direct.

SEC. 3. That the persons named in the first section hereof, or a majority of them, shall open books to receive subscriptions to the capital stock of said company at such times and places as they or a majority of them may appoint, and shall give such notice of the times and places of opening said books as they may deem reasonable, and shall receive said subscriptions under such regulations as they may adopt for the purpose; and if more than two hundred shares of stock shall be subscribed, they shall have the power to make the shares so subscribed the capital stock of the company; *provided*, they shall not exceed one thousand shares; and in case the subscription shall exceed one thousand shares, the same shall be reduced and apportioned in such manner as may be deemed most beneficial to the corporation.

SEC. 4. That the immediate government and direction of the affairs of the company shall be vested in a board of three directors, who shall be chosen by the stockholders of said company in the manner hereinafter provided, and shall hold their offices until others are duly elected and qualified to take their places as directors. And the said directors (two of whom,—the president being one,—shall be a quorum for the transaction of business) shall elect one of their number to be president of the board, who shall also be president of said company; they shall also choose a clerk, who shall be sworn to a faithful discharge of his duty, and a treasurer, who shall give bond with surety to said company, in such sum as said directors may require, for the faithful discharge of his trust.

SEC. 5. That the persons authorized by the third section of this act to open the books for subscriptions to the capital stock of said company are hereby authorized, after

the books of subscription to the capital stock are closed, to call the first meeting of the stockholders of said company, in such way and at such time and place as they may appoint, for the choice of directors of said company. And in all meetings of the stockholders of said company each share shall entitle the holder thereof to one vote; which vote may be given by such stockholder in person or by lawful proxy: and the annual meeting of the stockholders of said company, for the choice of directors, shall be holden at such time and place and upon such notice as the said company in their by-laws may prescribe.

SEC. 6. That in case it shall so happen that an election of directors shall not be made on any day appointed by the by-laws of said company, said company shall not for that cause be deemed to be dissolved, but such election may be holden on any day which shall be appointed by the directors of said company: and said directors shall have power to fill any vacancy which may occur by death, resignation or otherwise.

SEC. 7. That the directors shall have full power to make and prescribe such by-laws, rules and regulations as they shall deem needful and proper,—touching the disposition and management of the stock, property, estate and effects of said company, (not contrary to this charter or the laws of this state or the United States,) the transfer of shares, the duties and conduct of their officers and their servants,—touching the election and meeting of the directors, and all matters whatsoever which may appertain to the concerns of said company. Said company are also hereby empowered to purchase, receive and hold such real estate as may be necessary and convenient in accomplishing the object for which this incorporation is granted, and may by their agents, surveyors, engineers and servants enter upon such route or places, (to be designated by the directors and approved by three commissioners to be appointed by the General Assembly for that purpose,—who

shall have no interest in said railroad,—) after such notice given as the commissioners shall deem reasonable to the persons whose lands may have been taken, and after hearing all objections which may by such persons be made to the location made by the said directors as to the location, line, course, road or way whereon to construct said railroad or way. And it shall be lawful for said company to enter upon and use all such lands and real estate as may be necessary for them, in the manner and for the purposes set forth in the first section hereof; and said company shall be holden to pay all damages that may arise to any person or persons; and if the person or persons to whom damage may so arise and said company cannot agree as to the amount of such damages, it shall be the duty of said company to apply to the Superior Court for the county of Hartford, and to cause notice to be given to the adverse party of such application, and thereupon said Superior Court shall appoint three disinterested and judicious freeholders to assess the amount of such damages, and said freeholders after being sworn shall give notice to the parties of the time and place of their meeting on the business of their appointment, at which time and place they shall proceed to hear the parties and to inquire into the extent of the damages, and shall assess just damages to the person or persons whose real estate may be taken or injured, which assessment shall be in writing under the hands of said freeholders, and the same shall be returned to the clerk of said Superior Court, who shall record it; and when so returned and recorded such assessment shall have the effect of a judgment, and execution may issue at the end of sixty days from the time when such assessment shall be so returned, in favor of the persons respectively to whom damages may be assessed, for the amount so to them assessed. *Provided*, that said railroad shall not be opened across the lands of any person until the damages assessed to such person shall have been paid or secured to be paid to his

satisfaction; and that the said damages shall be so paid or deposited with the treasurer of the county within sixty days after the same shall have been finally determined. *Provided*, that it shall not be necessary, in order to the location of said road by the directors and the approval thereof by the commissioners that the width thereof shall be definitely fixed and established by said directors or commissioners previous to said location; but before the damages shall be assessed to any landholder by the said appraisers the width of said road shall be definitely fixed and established by said directors over and across the land so taken upon one or both sides of the line of the road so located. And said company may at any time before the completion of said road alter and change any part of the location thereof, or discontinue such part thereof as in their opinion convenience or necessity may require to be changed or discontinued, subject to the approval of the commissioners on said road and the other requirements of said charter. *Provided further*, that in case the persons required by this section to be notified shall have no place of residence in this state known to the occupant of the land on which said road passes, or to any of the directors or commissioners of said company, then, a notice published for six weeks successively in a newspaper printed in Hartford, stating what proceedings are intended by said company to be instituted, shall be sufficient notice to such non-resident landholder: and when the place of residence of any such landholder is known to the occupant of the land, or any director or commissioner aforesaid, and is out of this state, then a duplicate original notice or a true and attested copy of the original notice, deposited in the post office, post paid, directed to such person, six weeks before the hearing is to be had, shall be sufficient notice according to said charter: or, any judge may give an order of notice, as in case of a bill in equity, in any of the cases aforesaid.

SEC. 8. That when the lands or other property or es-

tate of any *feme covert*, infant, or person *non compos mentis* shall be necessary for the construction of said railroad, said land may be taken, notice being given to the husband of such *feme covert* and the guardian of such infant or person *non compos mentis*, and they may respectively, after an appraisal thereof as aforesaid and payment of the same, release all such damages for any lands or estate taken and appropriated as aforesaid, as they might do if the same were holden in their own right respectively.

SEC. 9. That said company is hereby authorized to construct, erect, build, make and use a single, double or treble railroad or way of suitable width and dimensions, to be determined by the directors of said company, on the line or course by them designated, and shall have power to regulate the time and manner in which goods and passengers shall be transported, taken and carried on the same, and shall have power to erect and maintain toll houses and other buildings for the accommodation of their concerns, as they may deem suitable for their interests. *Provided*, that the commissioners on said railroad, within three days after approving the route thereof within the city of Hartford, shall lodge with the clerk of said city a written description of the route so approved by them within the limit of said city, which shall be and remain the route of said railroad, unless within twenty days after said description is so lodged with such clerk, said city, at a city meeting legally warned for that purpose, shall appeal from the doings of said commissioners to a judge of the Superior Court, who, upon a hearing of said city and railroad company shall have power to set aside the aforesaid doings of said commissioners; in case said city is aggrieved thereby. And in case said judge upon such hearing shall not set aside said doings of said commissioners, the route so approved by them shall be and remain the route of said railroad; and in case said judge shall set aside said doings of said commissioners, the route of said railroad within said

city shall be designated and approved anew, in the manner prescribed in said charter, with the same right of appeal. *Provided further*, that after said route of said railroad shall have been finally established as aforesaid, said corporation shall construct that part of said road where the same shall cross or intersect any of the public streets within the limits of the city of Hartford, in such manner and subject to such regulations as the Court of Common Council of said city shall prescribe.

SEC. 10. That whenever it shall be necessary for the construction of their single, double or treble railroad or way to intersect or cross any stream of water or watercourse, or any road, street or highway, it shall be lawful for said company to construct said railroad across or upon the same; but the said company shall restore the said stream or watercourse, road, street, or highway thus intersected to its former state, or in sufficient manner not to impair its usefulness. And in all cases where any road, street or public highway is so located that said railroad cannot be judiciously laid out and constructed across or upon the same without interfering therewith, in such case or cases said corporation may, by their engineer, cause such road or roads to be changed or altered in such manner that said railroad may be made on the best site of ground for that purpose: *Provided*, said corporation shall put said road in as good repair as at the time of changing or altering the same. And said corporation may, at their discretion, apply to any judge of the Superior Court who may by law judge between the parties, who, after notice given, may appoint three disinterested persons to determine whether said corporation have complied with the provisions, aforesaid; and if approved by them their decision shall be final.

SEC. 11. That it shall be lawful for the company hereby incorporated, from time to time to fix, regulate and receive the tolls and charges by them to be received for transportation of persons or property on their single, double or treble

railroad or way aforesaid, hereby authorized to be constructed, erected, built or used, or upon any part thereof. *Provided, however,* in the event a grant of five thousand dollars heretofore made by said city of Hartford to the said Hartford and New Haven Railroad Company, to take effect upon certain conditions attached to the same, shall, with the consent of said Hartford and New Haven Railroad Company, be by the Court of Common Council of said city confirmed and made available to said Branch Company, said Branch Company in consideration thereof shall thereafter transport on their said branch road, free of expense, such property belonging to said city as the Court of Common Council shall require to be transported over the same.

SEC. 12. That if any person shall wilfully do or cause to be done any act or acts whatever, whereby any building, construction or works of said company, or any engine, machine or structure, or any matter or thing appertaining to the same shall be stopped, obstructed, impaired, weakened or destroyed, the person or persons so offending shall be deemed guilty of a misdemeanor, and shall forfeit and pay to said corporation double the amount of damages sustained by means of such offence or injury, to be recovered in the name of said corporation, with costs of suit, by action of debt.

SEC. 13. That the directors of said company may require the payment of the sum or sums subscribed to the capital stock of said company at such times and places and in such proportions and upon such conditions as they may see fit: and in case any stockholder shall refuse or neglect to make payment pursuant to the requisition of the board of directors, the stock of such stockholder, or so much thereof as shall be necessary, may be sold by the directors of said company at public auction after the lapse of thirty days from the time when the payment became due; and the surplus money, the avails of such sale, after deducting the payments due and interest thereon and the necessary ex-

penses of sale, shall be paid over to such negligent stockholder.

SEC. 14. That said company may, and they are hereby authorized, with the consent and under the direction of said Court of Common Council, to construct branches to be used and connected with their said road, along, in, over and upon any, all or any part of the following streets, viz: Commerce, Front, Morgan, Market, State, Talcott, Ferry and Kilbourn streets.

SEC. 15. That the capital stock of said company shall be assessed at its just value in money and taxed at the same rate as personal estate.

SEC. 16. That the provisions of this act, so far as they relate in any way to the Hartford and New Haven Railroad Company, shall in nowise take effect or become operative until the same shall have been assented to and approved by the stockholders of said Hartford and New Haven company, at a meeting thereof called and warned for that purpose.

SEC. 17. That this act may be altered, amended or repealed, at the pleasure of the General Assembly.

NAUGATUCK RAILROAD COMPANY.

SEC. 1. *Resolved by this Assembly*, That Timothy Dwight, Green Kendrick, William H. Scovill, William De Forest, Anson G. Phelps, William M. Smith and Jonathan Nicholson, with such other persons as shall associate with them for that purpose are constituted a body politic and corporate by the name of *The Naugatuck Railroad Company*; and by that name to sue and be sued, plead and be impleaded in any court in this state,—to make and have a common seal, and the same to break, alter or renew at pleasure. And

the company is hereby vested with all powers, privileges and immunities which are or may be necessary to carry into effect the purposes and objects of this act, as hereinafter set forth. And said company is hereby authorized and empowered to locate, construct and finally complete a single, double or treble railroad or way from some suitable point in the town of Plymouth or in the town of Waterbury to Derby, and thence to the city of New Haven, or to the town of Milford, or to the town of Bridgeport, adopting such termination and such route as shall be deemed most expedient,—and to transport, take and carry property and persons upon said railroad or way, by the power and force of steam, of animals, or of any mechanical or other power, or of any combination of them which said company may choose to apply. And for the purpose of constructing said railroad or way, the said company is hereby authorized to lay out their road not exceeding six rods wide through the whole length; and for the purposes of cutting and embankments, and for the purpose of necessary turnouts, and for obtaining stone and gravel, may take as much more land as may be necessary for the proper construction and security of said road;—with permission also to make any lawful contract with any other railroad corporation in relation to the business of said company. *Provided*, that all damages that may be occasioned to any person or corporation by the taking of any such land or materials aforesaid, for the purpose aforesaid, shall be paid for by said company in manner hereinafter provided. *And further provided*, that no part of said railroad or way shall be located or constructed, and that steam power shall not be used thereon within either of the cities of New Haven or Bridgeport, without the permission of, and upon such terms and conditions and under such regulations as the mayor, aldermen, common council and freemen of said cities respectively shall prescribe.

SEC. 2. That the capital stock of said company shall

be six hundred thousand dollars, with the privilege of increasing the same to one million of dollars, and to be divided into shares of one hundred dollars each,—which shares shall be deemed personal property, and be transferred in such manner and at such places as the by-laws of said company shall direct,

SEC. 3. That the persons named in the first section hereof, or a majority of them, shall open books to receive subscriptions to the capital stock of said company at such times and places as they or a majority of them may appoint, and shall give such notice of the times and places of opening said books as they may deem reasonable, and shall receive said subscriptions under such regulations as they may adopt for the purpose. And if more than six thousand shares of stock shall be subscribed, they shall have the power to make the shares so subscribed the capital stock of the company: *provided*, they shall not exceed ten thousand shares: and in case the subscription shall exceed ten thousand shares, the same shall be reduced and apportioned in such manner as may be deemed most beneficial to the corporation.

SEC. 4. That the immediate government and direction of the affairs of the company shall be vested in a board of seven directors, who shall be chosen by the stockholders of said company in the manner hereinafter provided, and shall hold their offices until others are duly elected and qualified to take their places as directors. And the said directors (four of whom, the president being one, shall be a quorum for the transaction of business) shall elect one of their number to be president of the board, who shall also be president of said company: they shall also choose a clerk, who shall be sworn to a faithful discharge of his duty, and a treasurer, who shall give bonds with surety to said company, in such sum as the directors may require, for the faithful discharge of his trust.

SEC. 5. That the persons authorized by the third sec-

tion of this act to open the books for subscriptions to the capital stock, are hereby authorized, after the books of subscription to the capital stock of said company are closed, to call the first meeting of the stockholders of said company (in such way and at such time and place as they may appoint) for the choice of directors of said company. And in all meetings of the stockholders of said company, each share shall entitle the holder thereof to one vote ; which vote may be given by said stockholder in person or by lawful proxy. And the annual meeting of the stockholders of said company, for the choice of directors, shall be holden at such time and place and upon such notice as the said company in their by-laws may prescribe.

SEC. 6. That in case it shall so happen that an election of directors shall not be made on any day appointed by the by-laws of said company, said company shall not for that cause be deemed to be dissolved, but such election may be holden on any day which shall be appointed by the directors of said company. And said directors shall have power to fill any vacancy which may occur by death, resignation or otherwise.

SEC. 7. That the directors shall have full power to make and prescribe such by-laws, rules and regulations as they shall deem needful and proper, touching the disposition and management of the stock, property, estate and effects of said company, (not contrary to this charter, or the laws of this state or of the United States,) the transfer of shares, the duties and conduct of their officers and their servants,—touching the election of and meeting of the directors, and all matters whatsoever which may appertain to the concerns of said company. Said company is also hereby empowered to purchase, receive and hold such real estate as may be necessary and convenient in accomplishing the object for which this incorporation is granted ; and may by their agents, surveyors, engineers and servants, enter upon such route or places, (to be designated by the directors and ap-

proved by three commissioners, to be appointed by the General Assembly for that purpose,—who shall have no interest in said railroad,) after such notice given as the commissioners shall deem reasonable, to the persons whose lands may have been taken, and after hearing all objections which may by such persons be made to the location made by the said directors as to the location, line, course, road or way whereon to construct said railroad or way. And it shall be lawful for said company to enter upon and use all such lands and real estate as may be necessary for them, in the manner and for the purposes set forth in the first section hereof: and said company shall be holden to pay all damages that may arise to any person or persons; and if the person or persons to whom damage may so arise and said company cannot agree as to the amount of such damages, it shall be the duty of said company to apply to the Superior Court of the county in which the real estate damaged may be situated, and to cause notice to be given to the adverse party of such application, and thereupon said Superior Court shall appoint three disinterested and judicious freeholders to assess the amount of such damages; and said freeholders, after being sworn, shall give notice to the parties of the time and place of their meeting on the business of their appointment, at which time and place they shall proceed to hear the parties and to inquire into the extent of the damages, and shall assess just damages to the person or persons whose real estate may be taken or injured,—which assessment shall be in writing, under the hands of said freeholders,—and the same shall be returned to the clerk of said Superior Court, who shall record it; and when so returned and recorded, such assessment shall have the effect of a judgment, and execution may issue at the end of sixty days from the time when such assessment shall be so returned, in favor of the persons respectively to whom damages may be assessed, for the amount so to them assessed. *Provided*, that said railroad shall not be worked

upon or opened across the lands of any person until the damages assessed to such person shall have been paid or secured to be paid to his satisfaction, and that the said damages shall be so paid or deposited with the treasurer of the county within sixty days after the same shall have been finally determined. *Provided*, that it shall not be necessary in order to the location of said road by the directors and the approval thereof by the commissioners, that the width thereof shall be definitely established by said directors or commissioners previous to said location; but before the damages shall be assessed to any landholder by the said appraisers, the width of said railroad shall be definitely fixed and established by said directors over and across the land so taken, upon one or both sides of the line of the road so located. And said company may at any time before the completion of said road, alter and change any part of the location thereof or discontinue such part thereof as in their opinion, convenience or necessity may require to be changed or discontinued, subject to the approval of the commissioners on said road, and the other requirements of said charter. *Provided further*, that in case the persons required by this section to be notified shall have no place of residence in this state known to the occupant of the land over which said road passes, or to any of the directors or commissioners of said company, then a notice published for six weeks successively in two newspapers printed in New Haven county, stating what proceedings are intended by said company to be instituted, shall be sufficient notice to such non-resident landholder; and when the place of residence of any such landholder is known to the occupant of the land or any director or commissioner aforesaid, and is out of this state, then a duplicate original notice or a true and attested copy of the original notice, deposited in the post office, post paid, directed to such person eight weeks before the hearing is to be had, shall be sufficient notice according to said charter: or, any judge may give an order.

of notice, as in case of a bill in equity, in any of the cases aforesaid.

SEC. 8. That when the lands or other property or estate of any *feme covert*, infant, or person *non compos mentis* shall be necessary for the construction of said railroad, said lands may be taken,—notice being given to the husband of such *feme covert* and the guardian of such infant or person *non compos mentis*, and they may respectively (after payment of the damages assessed as aforesaid) release all such damages for any lands or estate taken and appropriated as aforesaid, as they might do if the same were holden in their own right respectively.

SEC. 9. That said company is hereby authorized to construct, erect, build, make and use a single, double or treble railway or road of suitable width and dimensions, to be determined by the directors of said company, on the line or course by them designated, and shall have power to regulate the time and manner in which goods and passengers shall be transported, taken and carried on the same, and shall have power to erect and maintain toll-houses and other buildings for the accommodation of their concerns, as they may deem suitable for their interests.

SEC. 10. That whenever it shall be necessary for the construction of their single, double or treble railroad or way to intersect or cross any stream of water or watercourse, or any road or highway, it shall be lawful for said company to construct said railroad across or upon the same: but the said company shall restore the said stream or watercourse, or road or highway thus intersected to its former state, or in sufficient manner not to impair its usefulness. And in all cases when any road or public highway is so located that said railroad cannot be judiciously laid out and constructed across or upon the same without interfering therewith, in such case or cases said corporation may, by their engineer, cause such road or roads to be changed or altered in such manner that said railroad may be made on the best

site of ground for that purpose : *provided*, said corporation shall put such road in as good repair as at the time of changing or altering the same. And said corporation may apply to any judge of the Superior Court, who may by law judge between the parties, who, after notice given may appoint three disinterested persons to determine whether said corporation have complied with the provisions aforesaid ; and if approved by them, their decision shall be final. *Provided*, that when the owner or owners of any stream of water, watercourse, road, highway, railroad or canal shall sustain essential damage from such interference, the person or persons sustaining such damage shall have the benefit of the provisions of the seventh section of this act, for the assessment and recovery of damages. And whenever any road, street or way shall hereafter be laid out across said railroad, said company shall build and maintain a good and substantial bridge, viaduct or crossing, over, under or upon said railroad, (as the grade may require,) for the accommodation of travel on such road, street or way, to the approval, if within a city, of its common council, or if without a city, of three disinterested persons appointed as above.

SEC. 11. That it shall be lawful for the company hereby incorporated from time to time to fix, regulate and receive the tolls and charges by them to be received for transportation of persons or property on their single, double or treble railroad or way aforesaid, hereby authorized to be constructed, erected, built or used, or upon any part thereof.

SEC. 12. That if any person shall wilfully do or cause to be done any act or acts whatever whereby any building, construction or works of said company, or any engine, machine or structure, or any matter or thing appertaining to the same shall be stopped, obstructed, impaired, weakened, injured or destroyed, the person or persons so offending shall be deemed guilty of a misdemeanor, and shall forfeit

and pay to said corporation double the amount of damages sustained by means of such offence or injury, to be recovered in the name of said corporation, with costs of suit, by action of debt.

SEC. 13. That the directors of said company may require the payment of the sum or sums subscribed to the capital stock of said company, at such times and in such proportions and upon such conditions as they may deem fit ; and in case any stockholder shall refuse or neglect to make payment, pursuant to the requisition of the board of directors, the stock of such stockholder or so much thereof as shall be necessary, may be sold by the directors of said corporation, at public auction, after the lapse of thirty days from the time when the payment became due ; and the surplus money, the avails of such sale, after deducting the payments due and interest thereon, and the necessary expenses of the sale, shall be paid over to such negligent stockholder.

SEC. 14. That if said company shall not expend the sum of fifty thousand dollars upon said railroad or way within two years from the rising of this Assembly, or if they shall not construct and complete and put in operation a single, double or treble railroad or way as herein before authorized, within four years after the passage of this act, then the rights, privileges and powers of said corporation shall be null and void. *And provided further*, that no contracts shall be entered into by said company to an amount exceeding the actual subscription.

SEC. 15. That the capital stock of said company shall be assessed at its just value in money and taxed at the same rate as personal estate.

SEC. 16. *Resolved further*, That this act may be altered, amended or repealed, at the pleasure of the General Assembly.

It being further understood that said railroad may at any time be intersected or joined by other railroads, under such

regulations as the Legislature may from time to time prescribe.

NEW BRITAIN AND PLYMOUTH RAILROAD COMPANY.

SEC. 1. *Resolved by this Assembly, That* Seth J. North, William H. Smith, Adna Whiting, with such other persons as shall associate with them for that purpose, are constituted a body politic and corporate, by the name of *The New Britain and Plymouth Railroad Company*; and by that name to be sued and to sue, plead and be impleaded in any court in this state, to make and have a common seal and the same to break, alter or renew at pleasure; and the company is hereby vested with all powers, privileges, and immunities which are or may be necessary to carry into effect the purposes and objects of this act as hereinafter set forth. And said company is hereby authorized and empowered to locate, construct, and finally complete a single, double or treble railroad or way from some convenient point at or near the New Britain depot, on the line of the Hartford and New Haven railroad, or from some suitable point in the city of Hartford, to the most convenient point on or near the said Hartford and New Haven railroad by the river bridge in Newington,—thence to the village of New Britain, and from thence to the village of Plainville, and from thence to the Naugatuck valley in the town of Plymouth, at such point as shall be found most suitable and convenient; and to transport, take and carry property and persons upon said railroad or way by the power and force of steam, of animals, or any mechanical or other power, or any other combination of them which said company may choose to apply. And for the purposes of constructing said railroad or way, the said company is hereby authorized to lay out their road not exceeding six rods in width through the whole length; and for the purpose of

cuttings and embankments, and for the purpose of necessary and convenient turnouts, and for the purpose of obtaining stone and gravel may take as much more land as may be necessary for the proper construction and security of said road. *Provided*, that all damages that may be occasioned to any person or corporation by the taking such land or materials shall be paid for by [the said] company in manner hereinafter provided.

SEC. 2. That the capital stock of said company shall be five hundred thousand dollars, with the privilege of increasing the same to one million dollars, and to be divided into shares of one hundred dollars each,—which shares shall be deemed personal property and be transferred in such manner as the by-laws of said corporation shall direct. In case the sum of fifty thousand dollars shall not be expended in the construction of said road by said company within two years, then this charter shall be void.

SEC. 3. That the persons named in the first section hereof or a majority of them shall open books to receive subscriptions to the capital stock of said company, at such times and places as they or a majority of them shall appoint, and shall give such notice of the times and places of opening said books as they may deem reasonable, and shall receive said subscriptions under such regulations as they may adopt for that purpose. And if more than five thousand shares of stock shall be subscribed, they shall have the power to make the shares so subscribed the capital stock of the company,—*provided*, they shall not exceed ten thousand shares,—and in case the subscriptions shall exceed ten thousand shares, the same shall be reduced and apportioned in such manner as may be deemed most beneficial to the corporation.

SEC. 4. That the immediate government and direction of the affairs of the company shall be vested in a board of seven directors, who shall be chosen by the stockholders of said company in manner hereinafter provided, and shall hold their offices until others are duly elected and qualified

to take their places as directors. And the said directors (a majority of whom shall be a quorum for the transaction of business,) shall elect one of their number to be president of the board; who shall also be president of the company; they shall also choose a clerk, who shall be sworn to a faithful discharge of his duties, and a treasurer, who shall give bonds with surety to said company, in such sum as said directors may require, for the faithful discharge of his trust.

SEC. 5. That the persons authorized by the third section of this act to open the books for subscriptions to the capital stock are hereby authorized, after the books of subscription to the capital stock of said company are closed, to call the first meeting of the stockholders of said company in such manner and at such time and place as they may appoint, for the choice of directors of said company. And in all meetings of the stockholders of said company each share shall entitle the holder thereof to one vote,—which vote may be given by said stockholders in person or by lawful proxy: and the annual meeting of the stockholders of said company for the choice of directors shall be holden at such time and place and upon such notice as the said company in their by-laws may prescribe.

SEC. 6. That in case it shall so happen that an election of directors shall not be made on any day appointed by the by-laws of said company, said company shall not for that cause be deemed to be dissolved, but such election may be holden on any day which shall be appointed by the directors of said company. And said directors shall have power to fill any vacancy which may accrue by death, resignation or otherwise.

SEC. 7. That the directors shall have full power to make and prescribe such by-laws, rules and regulations as they deem needful and proper, touching the disposition and management of the stock, property, estate and effects of said company, not contrary to this charter or the laws of this state or of the United States,—the transfer of shares,

the duties and conduct of their officers and servants,—touching the election and meeting of their directors, and all matters whatsoever which may appertain to the concerns of said company. Said company is also hereby empowered to purchase, receive and hold such real estate as may be necessary and convenient in accomplishing the object for which this incorporation is granted; and may by their agents, surveyors, engineers or servants, enter upon such route or plans, (to be designated by the directors and approved by three commissioners, to be appointed by the General Assembly for that purpose,—who shall have no interest in said railroad,) after notice to the persons whose lands may have been taken, and after hearing all objections which may by such persons be made to the location made by the said directors as to the time, course, road or way whereon to construct said railroad or way. And it shall be lawful for said company to enter upon and use all such lands and real estate as may be necessary for them, in the manner and for the purposes set forth in the first section hereof: and said company shall be holden to pay all damages that may arise to any person or persons; and if the person or persons to whom damage may so arise and said company cannot agree as to the amount of such damages, it shall be the duty of said company to apply to the Superior Court of the county in which the real estate damaged may be situated; and to cause notice, such as the commissioners shall deem reasonable, to be given to the adverse party of such application, and thereupon said Superior Court shall appoint three disinterested and judicious freeholders to assess the amount of such damages; and said freeholders, after being sworn, shall give notice to the parties of the time and place of their meeting on the business of their appointment, at which time and place they shall proceed to hear the parties and to inquire into the extent of the damages, and shall assess just damages to the person or persons whose real estate may be taken or injured, (which assessment shall be

in writing, under the hands of said freeholders,) and the same shall be returned to the clerk of said Superior Court who shall record it,—and when so returned and recorded such assessment shall have the effect of a judgment, and execution may issue at the end of sixty days from the time when such assessment shall be so returned, in favor of the persons respectively to whom damages may be assessed for the amount so to them assessed. *Provided*, that said railroad shall not be opened across the lands of any person until the damages assessed to such persons shall have been paid or secured to be paid to his satisfaction, and that said damages shall be so paid within sixty days after the same shall have been finally determined.

SEC. 8. That when the lands or other property or estate of any *feme covert*, infant, or person *non compos mentis* shall be necessary for the construction of said railroad, the husband of such *feme covert* and the guardian of such infant or person *non compos mentis* may respectively, after payment of all damages assessed as aforesaid, release all such damages for any lands or estate taken and appropriated as aforesaid, as they might do if the same were holden in their own right respectively: and said lands or other property or estate of said persons may be taken and appropriated, notice thereof being given to the husband of such *feme covert* or to the guardian of such infant or person *non compos mentis*.

SEC. 9. That said company is hereby authorized to construct, erect, build, make and use a single, double or treble railroad or way of suitable width and dimensions, to be determined by the directors of said company on the line or course by them designated, and shall have power to regulate the time and manner in which goods and passengers shall be transported, taken and carried on the same, and shall have power to erect and maintain toll-houses and other buildings for the accommodation of their concerns, as they may deem suitable for their interests.

SEC. 10. That whenever it shall be necessary for the

construction of their single, double or treble railroad or way to intersect or cross any stream of water, or water-course, or road or highway, it shall be lawful for said company to construct said railroad across and upon the same; but the said company shall restore the said stream or water-course or road or highway thus intersected to its former state, or in sufficient manner not to impair its usefulness. And in all cases where any road or public highway is so located that said railroad cannot be judiciously laid out and constructed across or upon the same without interfering therewith, in such case or cases said corporation may, by their engineer, cause such road or roads to be changed or altered in such manner that said railroad may be on the best site of ground for that purpose. *Provided*, said corporation shall put such road in as good repair as at the time of changing or altering the same: and that whenever any road, street or way shall hereafter be laid out across said railroad, it shall be the duty of said company to build and maintain a good and sufficient bridge, viaduct or crossing, over, under or upon their said railroad, (as the grade may require,) to the approval, if within a city, of its common council, and if without a city, of three disinterested persons appointed by the Superior Court, as provided in section seventh.

SEC. 11. That it shall be lawful for the company hereby incorporated, from time to time to fix, regulate and receive tolls and charges by them to be received for transportation of persons or property on their single, double or treble railroad or way aforesaid, hereby authorized to be constructed, erected, built or used, or upon any part thereof.

SEC. 12. That if any person shall wilfully do or cause to be done any act or acts whatever whereby any building, construction of works of said company, or any engine, machine or structure, or any matter or thing appertaining to the same shall be stopped, obstructed, impaired, weakened, injured or destroyed, the person or persons so offend-

ing shall be deemed guilty of a misdemeanor, and shall forfeit and pay to said corporation double the amount of damages sustained by means of such offence or injury, to be recovered in the name of said corporation, with costs of suit, by action of debt.

SEC. 13. That the directors of said company may require the payment of the sum or sums subscribed to the capital stock of said company, at such times and in such proportions and upon such conditions as they may deem fit; and in case any stockholder shall refuse or neglect to make payment pursuant to the requisitions of the board of directors, the stock of such stockholder, or so much thereof as shall be necessary, may be sold by the directors of said corporation at public auction, after the lapse of thirty days from the time when payment became due; and the surplus money, the avails of such sale, after deducting the payments due and interest thereon and the necessary expenses of sale, shall be paid over to such negligent stockholder.

SEC. 14. That the Legislature may authorize any company to enter with another railroad at any point of the New Britain and Plymouth railroad, paying for the right of using the same, or any part thereof, such rate of toll as the directors of the said New Britain and Plymouth Railroad Company may from time to time prescribe, and complying with such rules and regulations as may be established by said New Britain and Plymouth Railroad Company.

SEC. 15. That if said company shall not construct and complete and put in operation a single, double or treble railroad or way as herein before authorized, within five years after the passage of this act, then, the rights, privileges and powers of said corporation shall be null and void.

SEC. 16. That the capital stock of said company shall be assessed at its just value in money and taxed at the same rate as personal estate.

SEC. 17. *Resolved further,* That this act may be altered,

amended or repealed, at the pleasure of the General Assembly.

NEW YORK AND HARTFORD RAILROAD COMPANY.

SEC. 1. *Resolved by this Assembly, That Tracy Peck, Seth Thomas, Lucius Bradley, Edward Hooker, William L. Cowles, Milo Hoadley, R. H. Hotohkiss, Charles H. Webb, Elijah Cowles, Abner Bidwell, Chauncey Boardman, Orsamus Allen, George W. Bartholome, Elisha C. Brewster, Elias Ingraham, George Mitchell, Egbert Cowles, Timothy Cowles, John T. Norton, Samuel Deming, Giles Stillman, Sidney Wadsworth, Timothy Porter and Henry Mygatt; with such other persons as shall associate with them for that purpose, are constituted a body politic and corporate by the name of The New York and Hartford Railroad Company; by which name they are empowered to sue and may be sued, may plead and be impleaded in any court in this state; and may make and have a common seal, and the same break, alter or renew at pleasure: and the company is hereby vested with all powers, privileges and immunities which are or may be necessary to carry into effect the purposes and objects of this act, as hereinafter set forth. And said company is hereby authorized and empowered to locate, construct and finally complete a single, double or treble railroad or way from some suitable point in the city of Hartford, in a westerly direction, through or near the towns of Wethersfield, Farmington, Berlin to Plainville, Bristol, Plymouth, Watertown, Waterbury, Woodbury, Southbury, Middlebury, Roxbury, New Milford, Newtown, Brookfield to Danbury and Ridgefield, to the west line of this state, in such route as shall be deemed most expedient,—and to transport, take and carry property and persons upon said railroad or way, by the power and force of steam, of animals, or of any mechanical or other*

power, or of any combination of them which said company may choose to apply. And for the purpose of constructing said railroad or way, the said company is hereby authorized to lay out their road not exceeding six rods wide through the whole length; and for the purposes of cutting and embankments, and for the purpose of necessary turnouts, and for obtaining stone and gravel, may take as much more land as may be necessary for the proper construction and security of said road;—with permission also to make any lawful contract with any other railroad corporation in relation to the business of said company, and particularly with any company that may be incorporated for the continuance of said road from its western terminus within the state of New York. *Provided*, that all damages that may be occasioned to any person or corporation by the taking of any such land or materials aforesaid, for the purpose aforesaid, shall be paid for by said company in manner hereinafter provided.

SAC. 2. That the capital stock of said company shall be two millions of dollars, with the privilege of increasing the same to three millions of dollars, and to be divided into shares of one hundred dollars each,—which shares shall be deemed personal property, and be transferred in such manner and at such places as the by-laws of said company shall direct. And said company may organize and commence operations under this charter whenever fifteen thousand shares shall have been subscribed by *bona fide* subscribers, to the acceptance of the commissioners on said railroad.

SAC. 3. That the persons named in the first section hereof, or a majority of them, shall open books to receive subscriptions to the capital stock of said company at such times and places as they or a majority of them may appoint, and shall give such notice of the times and places of opening said books as they may deem reasonable, and shall receive said subscriptions under such regulations as they may

adopt for the purpose. And if more than twenty thousand shares of stock shall be subscribed, they shall have the power to make the shares so subscribed the capital stock of the company: *provided*, they shall not exceed thirty thousand shares: and in case they shall exceed thirty thousand shares, the same shall be reduced and apportioned in such manner as may be deemed most beneficial to the corporation.

SEC. 4. That the immediate government and direction of the affairs of the company shall be vested in a board of nine directors, who shall be chosen by the stockholders of said company in the manner hereinafter provided, and shall hold their offices until others are duly elected and qualified to take their places as directors. And the said directors (four of whom, the president being one, shall be a quorum for the transaction of business) shall elect one of their number to be president of the board, who shall also be president of said company: they shall also choose a clerk, who shall be sworn to a faithful discharge of his duty, and a treasurer, who shall give bonds with surety to said company, in such sum as the said directors may require, for the faithful discharge of his trust.

SEC. 5. That the persons authorized by the third section of this act to open the books for subscriptions to the capital stock, are hereby authorized, after the books of subscription to the capital stock of said company are closed, to call the first meeting of the stockholders of said company in such way and at such time and place as they may appoint for the choice of directors of said company; and in all meetings of the stockholders of said company, each share shall entitle the holder thereof to one vote; which vote may be given by said stockholder in person or by lawful proxy. And the annual meeting of the stockholders of said company, for the choice of directors, shall be holden at such time and place and upon such notice as the said company in their by-laws may prescribe.

SEC. 6. That in case it shall so happen that an election of directors shall not be made on the day appointed by the by-laws of said company, said company shall not for that cause be deemed to be dissolved, but such election may be holden on any day which shall be appointed by the directors of said company; and said directors shall have power to fill any vacancy which may occur by death, resignation or otherwise.

SEC. 7. That the directors shall have full power to make and prescribe such by-laws, rules and regulations as they shall deem needful and proper, touching the disposition and management of the stock, property, estate and effects of the company, (not contrary to this charter, or the laws of this state or of the United States,) the transfer of shares, the duties and conduct of their officers and their servants,—touching the election and meeting of the directors, and all matters whatsoever which may appertain to the concerns of said company. Said company is also hereby empowered to purchase, receive and hold such real estate as may be necessary and convenient in accomplishing the object for which this incorporation is granted; and may by their agents, surveyors, engineers and servants, enter upon such route or places, (to be designated by the directors and approved by three commissioners, to be appointed by the General Assembly for that purpose,—who shall have no interest in said railroad,) after such notice given as the commissioners shall deem reasonable, to the persons whose lands may have been taken, and after hearing all objections which may by such persons be made to the location proposed by said directors, as to the location, line or course whereon to construct said road. And it shall be lawful for said company to enter upon and use all such lands and real estate as may be necessary for them, in the manner and for the purposes set forth in the first section hereof. And said company shall be holden to pay all damages that may arise to any person or persons; and

if the person or persons to whom damage may so arise and said company cannot agree as to the amount of such damages, it shall be the duty of said company to apply to the Superior Court of the county in which the real estate damaged may be situated, and to cause notice to be given to the adverse party of such application, and thereupon said Superior Court shall appoint three disinterested and judicious freeholders to assess the amount of such damages; and said freeholders, after being sworn, shall give notice to the parties of the time and place of their meeting on the business of their appointment, at which time and place they shall proceed to hear the parties and to inquire into the extent of the damages, and shall assess just damages to the person or persons whose real estate may be taken or injured,—which assessment shall be in writing, under the hands of said freeholders,—and the same shall be returned to the clerk of said Superior Court, who shall record it; and when so returned and recorded, such assessment shall have the effect of a judgment, and execution may issue at the end of sixty days from the time when such assessment shall be so returned, in favor of the persons respectively to whom damages may be assessed, for the amount so to them assessed. *Provided*, that said railroad shall not be worked upon or opened across the lands of any person until the damages assessed to such person shall have been paid or secured to be paid to his satisfaction, and that the said damages shall be so paid or deposited with the treasurer of the county within sixty days after the same shall have been finally determined. *Provided also*, that it shall not be necessary in order to the location of said road by the directors and the approval thereof by the commissioners, that the width thereof shall be definitely established by said directors or commissioners previous to said location; but before the damages shall be assessed to any landholder by the said appraisers, the width of said road shall be definitely fixed and established by said directors, over and

across the land so taken, upon one or both sides of the line of the road so located. And said company may at any time before the completion of said road, alter and change any part of the location thereof or discontinue such part thereof as in their opinion, convenience or necessity may require to be changed or discontinued, subject to the approval of the commissioners on said road, and the other requirements of said charter. *Provided further*, that in case the persons required by this section to be notified shall have no place of residence in this state known to the occupant of the land over which said road passes, or to any of the directors or commissioners of said company, then a notice published for six weeks successively in two newspapers printed in Hartford, stating what proceedings are intended by said company to be instituted, shall be sufficient notice to such non-resident landholder. And when the place of residence of any such landholder is not thus unknown, but is out of this state, then a duplicate original notice or a true and attested copy of the original notice, deposited in the post office, post paid, directed to such person eight weeks before the hearing is to be had, shall be sufficient notice according to said charter; or, any judge may give an order of notice, as in case of a bill in equity, in any of the cases aforesaid.

SEC. 8. That when the lands or other property or estate of any *feme covert*, infant, or person *non compos mentis* shall be needed for the construction of said railroad, said lands may be taken,—notice being given to the husband of such *feme covert* and the guardian of such infant or person *non compos mentis*; and the said husband, and said guardian may respectively after payment of the damages assessed as aforesaid, release all such damages for any lands or estate taken and appropriated as aforesaid, as they might do if the same were holden in their own right respectively.

SEC. 9. That said company is hereby authorized to construct, erect, build, make and use a single, double or

treble railway or road of suitable width and dimensions, to be determined by the directors of said company, on the line or course by them designated, and shall have power to regulate the time and manner in which goods and passengers shall be transported, taken and carried on the same, and shall have power to erect and maintain toll-houses and other buildings for the accommodation of their concerns, as they may deem suitable for their interests. *Provided*, that the commissioners on said railroad, within three days after approving the route thereof within the city of Hartford, shall lodge with the clerk of the city, a written description of the route so approved by them within the limits of said city, which shall be and remain the route of said railroad, unless within thirty days after said description is so lodged with such clerk, said city, at a city meeting legally warned for that purpose, shall appeal from the doings of said commissioners to a judge of the Superior Court, who, upon a hearing of said city and railroad company shall have power to set aside the aforesaid doings of said commissioners, in case said city is aggrieved thereby. And in case said judge upon such hearing shall not set aside said doings of said commissioners, the route so approved by them shall be and remain the route of said railroad; and in case said judge shall set aside said doings of said commissioners, the route of said railroad within said city shall be designated and approved anew, in the manner prescribed in said charter, with the same right of appeal. *Provided further*, that after said route of said railroad shall have been finally established as aforesaid, said corporation shall construct that part of said road within the limits of said city, under the direction of the Court of Common Council of said city. And steam power shall not be used on any part of said road within said city without the permission of, and upon such terms and conditions, and under such regulations, as the mayor, aldermen, common council and freemen of said city shall prescribe.

Sec. 10. That whenever it shall be necessary for the construction of their single, double or treble railroad or way to intersect or cross any stream of water or watercourse, or any road, highway, railroad or canal, it shall be lawful for said company to construct said railroad across or upon the same—but the said company shall restore the said stream, or watercourse, or road, highway, railroad or canal, thus intersected, to its former state, or in sufficient manner not to impair its usefulness. And in all cases where any road or public highway is so located that such railroad cannot be judiciously laid out and constructed across or upon the same without interfering therewith, in such case or cases said corporation may, by their engineer, cause such road or roads to be changed or altered in such manner that said railroad may be made on the best site of ground for that purpose : *provided*, said corporation shall put said road in as good repair as at the time of changing or altering the same. And said corporation may apply to any judge of the Superior Court, who may by law judge between the parties, who, after notice given may appoint three disinterested persons to determine whether said corporation have complied with the provisions aforesaid ; and if approved by them, their decision shall be final. *Provided*, that where the owner or owners of any stream of water, watercourse, road, highway or canal shall sustain essential damage from such interference, the person or persons sustaining such damage shall have the benefit of the provisions of the seventh section of this act, for the assessment and recovery of such damages. And whenever any road, street or way shall hereafter be laid out across said railroad, said company shall build and maintain a good and substantial bridge, viaduct or crossing, over, under or upon said railroad, (as the grade may require,) for the accommodation of travel on such road, street or way, to the approval, if within a city, of its common council, or if without a city, of three disinterested persons appointed as

above. *Provided, further,* that said Hartford and New York Railroad Company in constructing their said railroad across or upon any other railroad or canal, shall not change or in anywise alter either the grade or line of the same, nor in any way enter upon, use or cross such railroad or canal without first paying to said railroad or canal company such portion of the expense of constructing so much of said road or canal as shall be required by said Hartford and New York Company, and also such damage as said railroad or canal company may sustain by reason of the construction of said Hartford and New York railroad in manner aforesaid, to be ascertained in all respects in the same manner as is provided by the seventh section of this act.

SEC. 11. That it shall be lawful for the company hereby incorporated, from time to time to fix, regulate and receive the tolls and charges by them to be received for transportation of persons or property on their said road, or upon any part thereof. *Provided,* that a uniform rate per mile shall be charged for the transportation of such passengers or freight, as shall be received from, or delivered to the several rail roads in this state with which said railroad may be connected. *And provided also,* that it shall be the duty of said company to run their trains each way for passengers, at such times and in such manner as to afford reasonable facilities, for receiving passengers from, and delivering them to each of the other railroads in this state, with which said road may be connected.

SEC. 12. That if any person shall wilfully do or cause to be done any act or acts whatever whereby any building, construction or works of said company, or any engine, machine or structure, or any matter or thing appertaining to the same or to said road, shall be stopped, obstructed, impaired, weakened, injured or destroyed, the person or persons so offending shall be deemed guilty of a misdemeanor, and shall forfeit and pay to said corporation double the amount of damages sustained by means of such offence or

injury, to be recovered in the name of said corporation, with costs of suit, by action of debt.

SEC. 13. That the directors of said company may require the payment of the sum or sums subscribed to the capital stock of said company, at such times and in such proportions and upon such conditions as they may deem fit; and in case any stockholder shall refuse or neglect to make payment, pursuant to the requisition of the board of directors, the stock of such stockholder or so much thereof as shall be necessary, may be sold by the directors of said corporation, at public auction, after the lapse of thirty days from the time when the payment became due; and the surplus money, the avails of such sale, after deducting the payments due and interest thereon, and the necessary expenses of sale, shall be paid over to such negligent stockholder.

SEC. 14. That the Legislature may authorize any company to enter with another railroad at any point of said road, paying for the right of using the same, or any part thereof, such a rate of toll as the directors of the said New York and Hartford Railroad Company may prescribe, and complying with such rules and regulations as may be established by said last mentioned company.

SEC. 15. That if said company shall not construct, complete and put in operation a single, double or treble railroad or way, as herein before authorized, within five years after the passage of this act, then the rights, privileges and powers of said corporation shall be null and void. And if said company shall not expend the sum of one hundred thousand dollars upon said railroad or way within two years from the rising of this Assembly, then the rights, privileges and powers of said corporation shall be null and void. *And provided further*, that no contracts shall be entered into by said company to an amount exceeding the actual subscriptions.

SEC. 16. That the capital stock of said company shall

be assessed at its just value in money and taxed at the same rate as personal estate.

Sec. 17. That this act may be altered, amended or repealed, at the pleasure of the General Assembly.

Sec. 18. That nothing herein contained shall be construed to prejudice or impair any of the rights now vested in either of the following companies, viz.: the Hartford and New Haven Railroad Company, the Housatonic Railroad Company, the New Haven and New York Railroad Company, or the New Haven and Northampton Company.

HOUSATONIC RAILROAD COMPANY.

Resolved by this Assembly, That the Housatonic Railroad Company be, and is hereby authorized and empowered to add to the capital stock of said company not exceeding five thousand shares of one hundred dollars each, and to distribute said new stock to the stockholders, or to sell the same or any part thereof, as well as the surplus and forfeited stock now owned by said company, on such terms, at such rates, and with such guarantees regarding dividends thereon, as shall be determined on by the stockholders at any meeting called as hereinafter specified. *Provided,* that said stock shall not be sold at any less rate than fifty dollars per share, and the avails thereof shall be first subject to the payment of all the notes of said company approved by the commissioners thereon, now outstanding.

Resolved further, That said company is hereby authorized and empowered, for the purpose of paying its present indebtedness and relaying and refitting said road and its machinery and fixtures, to issue its bonds to an amount not exceeding one million of dollars, payable at not less than one year from date, bearing interest at a rate not exceeding seven *per cent. per annum*; which bonds may be secured

by a mortgage upon the road and property of said company, executed to the holders of such bonds, or to trustees for their benefit, or may (after all the outstanding obligations of said company approved by the commissioners on said road shall have been paid, or means for the payment thereof deposited with said commissioners) be approved by said commissioners, and when so approved shall be subject to all the provisions of the act passed 1839, "to aid in the construction of the Housatonic Railroad," regarding the security attached thereto and the powers and duties of said commissioners relating to the same. *Provided*, that nothing herein contained shall be held to impair the rights of any existing creditor of said company.

Resolved further, That these resolutions shall not take effect in regard to said company, till at a legal meeting called for that purpose by order of the board of directors, (of which meeting at least twenty days' notice shall be given in one or more newspapers printed in New York, Bridgeport and Litchfield,) the stockholders of said company shall have assented thereto.

Provided, That nothing herein contained shall be construed to confer upon said company the right or privilege of issuing notes for circulation, or of exercising any banking powers whatsoever.

NEW HAVEN, HARTFORD AND SPRINGFIELD RAILROAD COMPANY.

Resolved, That the resolutions of this Assembly, passed May session, 1840; providing for the union of the Hartford and Springfield Railroad Company, in Connecticut, with the Hartford and Springfield Corporation, in Massachusetts, shall be extended and applied to the Hartford and New Haven Railroad Company; and that when the Hartford and Springfield Corporation in Massachusetts shall be

united with the Hartford and New Haven Railroad Company, the united companies shall be called *The New Haven, Hartford and Springfield Railroad Company*; and by that name shall enjoy all the privileges and be subject to all the liabilities of such company.

NEW YORK AND NEW HAVEN RAILROAD COMPANY.

Resolved by this Assembly, That the time within which the New York and New Haven Railroad Company shall expend the sum of one hundred thousand dollars upon their said railroad, be, and the same hereby is extended for the period of two years from and after the rising of this Assembly.

NEW YORK AND HARTFORD RAILROAD COMPANY.

Resolved by this Assembly, That the New York and Hartford Railroad Company be, and they hereby are empowered to organize and commence operations whenever the sum of one million dollars shall have been subscribed to the capital stock of said company; any provision in their charter to the contrary notwithstanding.

NORWICH AND WORCESTER RAILROAD COMPANY.

Whereas, by an act passed by the Legislature of Massachusetts and approved by the Governor of said state on the 26th of March, 1845, entitled "An Act to authorize the , Norwich and Worcester Railroad Company to subscribe

to the capital stock of the Worcester and Nashua Railroad Company," the said Norwich and Worcester Railroad Company were authorized to subscribe to the capital stock of said Worcester and Nashua Railroad Company to an amount not exceeding four hundred thousand dollars, with the proviso that the said act should not go into effect until the same should have been accepted by the stockholders of said Norwich and Worcester Railroad Company, at a meeting called for that purpose; *and whereas*, the said act has been unanimously accepted and approved by the stockholders of said Norwich and Worcester Railroad Company, at a meeting called for that purpose, held on the 9th day of April, 1845.

Resolved by this Assembly, That the said Norwich and Worcester Railroad Company be, and they hereby are authorized to subscribe to the capital stock of the Worcester and Nashua Railroad Company, to an amount not exceeding the said sum of four hundred thousand dollars, as authorized by the said act of the state of Massachusetts: and that the said act of the stockholders of the Norwich and Worcester Railroad Company be, and the same is hereby confirmed. After the next annual meeting, the annual meeting of the stockholders of the Norwich and Worcester Railroad Company, for the choice of officers, shall be held on the second Wednesday of July, annually: and the directors and other officers chosen at the annual meeting, to be holden on the first Monday of June, 1846, shall continue in office until the annual meeting of said stockholders, to be holden on the second Wednesday of July, 1846.

APPROPRIATION FOR ENLARGING THE RETREAT FOR THE INSANE

Whereas, the Retreat for the Insane is now being enlarged

at an expense of thirty thousand dollars, which enlargement became necessary principally to accommodate the insane poor of this state; and whereas, a further sum of eight thousand dollars is needed to complete and furnish the new buildings,—

Resolved by this Assembly, That the sum of five thousand dollars be paid out of the treasury of this state towards completing and furnishing said new buildings of said Retreat. And the Comptroller of Public Accounts is hereby authorized and directed to draw an order on the Treasurer of the state in favor of said Retreat for the Insane, for the sum of five thousand dollars, (payable, one half in the the year 1845, and the other half in 1846,) towards completing and furnishing said establishment,—to be expended for said purposes under the direction of the Governor and Comptroller.

SIDNEY R. COOK.

The Joint Standing Committee on the State Prison, to whom was referred the petition of Sidney R. Cook, therein stating that he has heretofore been convicted of the crime of theft, before Benning Mann, Esq., a justice of the peace for Hartford county,—that since said conviction he has uniformly sustained the character of a good and exemplary citizen,—and praying for a restoration of forfeited rights, respectfully

REPORT:

That they have inquired into the facts stated in said petition, and upon such inquiry do find them to be true, and are of opinion that the said Sidney R. Cook ought to be restored to all the rights and privileges which have become forfeited by means of the conviction aforesaid, so far as the

same can be restored, consistently with the Constitution of this state. They therefore recommend the adoption of the accompanying resolution.

All which is respectfully submitted, ,

Per order of the Committee,

L. W. CUTLER, *Chairman.*

Resolved, That Sidney R. Cook be, and he is hereby restored to all the rights and privileges which he had forfeited by reason of the conviction aforesaid,—except the privilege of an elector.

ISAAC FRENCH.

Upon the petition of Isaac French, of Salisbury, in the county of Litchfield, praying for the restoration of the rights and privileges by him forfeited, by reason of his conviction of the crime of theft, as per petition on file, dated April 14, 1845 ;—

Resolved, That the said Isaac French be, and he is hereby restored to all the rights and privileges of which he was deprived by his said conviction,—except the rights and privileges of an elector.

MASON GAUSON.

Whereas, Mason Gauson, a colored man, of New Milford, of this state, was convicted of the crime of theft, before the County Court, held in Litchfield on the 3d Tuesday of December, 1834, and was sentenced to imprisonment in the State Prison, for the term of two years, and was but

twenty-one years of age at the time of the commission of said crime, and had before sustained a good character, and has since, during a period of eight years, by a life of unwavering sobriety, industry and honesty endeavored to regain the confidence of the community :—Therefore,

Resolved by this Assembly, That the said Mason Gauson be, and he is hereby restored to all the rights and privileges which he has forfeited by reason of his conviction and punishment for the aforesaid crime.

JOHN GLOVER.

Upon the petition of John Glover, of Warren, in the county of Litchfield, showing to this General Assembly that at the April term of the County Court for Fairfield county, 1828, he was convicted on two counts for the crime of burglary, and was sentenced to six years' confinement in the state's prison,—which time was fully and faithfully served out; that since his discharge (being eleven years) he has sustained a fair character for truth and honesty and industry;—praying for a restoration of his forfeited rights and privileges as a witness, as per petition on file, dated May 8, 1845. Therefore,

Resolved by this Assembly, That the said John Glover be, and he hereby is restored to all the rights and privileges which have been forfeited in consequence of his aforesaid conviction; except the right and privilege of an elector.

WILLARD SPENCER GUNN.

The Joint Standing Committee to whom was referred

the petition of Willard Spencer Gunn, therein stating that he has heretofore been convicted, by the name of Willard Gunn, of the crime of larceny, before Ebenezer Smith, Esq., a justice of the peace for New Haven county, that since his conviction he has sustained the character of a good and exemplary citizen,—and praying for a restoration of forfeited rights,—respectfully

REPORT:

That they have inquired into the truth of the facts stated in said petition, and upon such inquiry do find them to be true, and are of opinion that the said Willard Spencer Gunn ought to be restored to all the rights and privileges which have become forfeited by means of the conviction aforesaid. They therefore unanimously recommend the adoption of the accompanying resolution.

By order of the Committee,

L. W. CUTLER, *Chairman.*

Resolved, That the said Willard Spencer Gunn be, and he hereby is restored to all the rights and privileges which he forfeited by reason of the conviction aforesaid; except the privilege of an elector.

DAVID LEAVENWORTH.

Upon the petition of David Leavenworth, of Woodbury, showing that he was convicted of theft, before a justice of the peace for the county of Litchfield, in the town of Woodbury, Feb. 17, 1840,—and praying for the restoration of rights by him forfeited in consequence of said conviction:—this Assembly having inquired into the allegations set forth in said petition and having found them true, and that the said David Leavenworth had sustained

a good character since the conviction aforesaid,—therefore,

Resolved by this Assembly, That the said David Leavenworth be, and he hereby is restored to all the rights and privileges by him forfeited in consequence of said conviction; except the privileges of an elector.

CHAUNCEY MOSES.

The Joint Standing Committee on the State Prison, to whom was referred the petition of Simeon Hart, *et al.*, therein stating that Chauncey Moses, of Farmington, in Hartford county, was convicted of petty theft; that since said conviction he has uniformly sustained the character of a good and exemplary citizen, and praying for a restoration of forfeited rights, respectfully

REPORT:

That they have inquired into the facts stated in said petition, and upon such inquiry are of opinion that the said Chauncey Moses ought to be restored to all the rights and privileges which have become forfeited by reason of the conviction aforesaid, so far as the same can be restored consistently with the Constitution of this state. They therefore recommend the adoption of the accompanying resolution.

All which is respectfully submitted.

Per order of the Committee,

L. W. CUTLER, *Chairman.*

Resolved, That Chauncey Moses be, and he is hereby restored to all the rights and privileges which he had forfeited by reason of the conviction aforesaid,—except the privilege of an elector.

ISAAC NICHOLS, JUN'R.

The Joint Standing Committee to whom was referred the petition of Isaac Nichols, Jr., therein stating that he has heretofore been convicted of the crime of larceny, before Chauncey M. Hatch, Esq., a justice of the peace for New Haven county; that since said conviction he has sustained the character of a good and exemplary citizen, and praying for a restoration of forfeited rights,—respectfully

REPORT:

That they have inquired into the facts stated in said petition, and upon such inquiry do find them true, and are of opinion that said Isaac Nichols, Jr. ought to be restored to all the rights and privileges which have become forfeited by means of the conviction aforesaid. They therefore unanimously recommend the adoption of the accompanying resolution.

By order of the Committee,

L. W. CUTLER, *Chairman.*

Resolved, That the said Isaac Nichols, Jr. be, and he hereby is restored to all the rights and privileges which he forfeited by reason of the conviction aforesaid, except the privilege of an elector.

DAVID JULIUS SMITH.

The Joint Standing Committee, to whom was referred the petition of David Julius Smith, therein stating that he has heretofore been convicted by the name of David Smith, of the crime of larceny, before Ebenezer Smith, Esq., a justice of the peace for New Haven county; that since said

conviction he has sustained the character of a good and exemplary citizen, and praying for a restoration of forfeited rights, respectfully

REPORT:

That they have inquired into the facts stated in said petition and upon such inquiry do find them to be true, and are of opinion that the said David Julius Smith ought to be restored to all the rights and privileges which have become forfeited by means of the conviction aforesaid. They therefore unanimously recommend the adoption of the accompanying resolution.

By order of the Committee,

L. W. CUTLER, *Chairman.*

Resolved, That the said David Julius Smith be, and he hereby is restored to all the rights and privileges which he forfeited by reason of the conviction aforesaid,—except the privilege of an elector.

CHARLES WARE.

Upon the petition of Charles Ware, showing that on the 13th day of August, 1840, he was convicted of the crime of theft, before Benning Mann, Esq., justice of the peace for Hartford county, and also at the County Court for said county, at the August term thereof, A. D. 1840, he was convicted of a like crime, and fully underwent the punishments inflicted for said crimes, and has otherwise at all times sustained a fair character; as in his said petition will more fully and at large appear: therefore,

Resolved by this Assembly, That the said Charles Ware be, and he hereby is restored to all the rights and privileges

which he had forfeited by said convictions and punishments for the crimes of theft; except the privilege of an elector.

JOINT RULES OF THE SENATE AND HOUSE OF REPRESENTATIVES.

Resolved, That the following be the Joint Rules of Proceedings for the Senate and House of Representatives of Connecticut:—

I. Immediately after the organization of the Senate and House of Representatives, at the commencement of every stated session of the General Assembly, a Joint Committee consisting of one Senator and eight Representatives, shall be appointed to examine the returns and canvass of votes given by the electors for Governor, Lieutenant Governor, Treasurer, Secretary and Comptroller of this state, and to report the names of the persons whom they shall find elected to those offices respectively. After their report shall have been accepted, a Joint Committee, consisting of one Senator and two Representatives, shall be appointed to inform the Governor, personally, of his election, and of the organization of the two Houses, and their readiness to receive his communications.

II. On or before the third day of every stated session of the General Assembly, there shall be appointed eleven standing Joint Committees, each of which shall consist of one Senator and eight Representatives, viz :

1. A committee on the *Judiciary*, whose duty it shall be to take into consideration such petitions and matters or things touching public or private acts and judicial proceedings as shall be referred to them, and to report their opinion thereon, together with such propositions relative thereto as to them shall seem expedient.

2. A committee on the *School Fund*, whose duty it shall

be to ascertain, as nearly as possible, and report the actual amount, condition and value of the school fund, and to recommend such measures as they shall deem best adapted to insure its gradual improvement and permanent safety.

3. A committee on *Banks*, whose duty it shall be to ascertain the amount of the capital stock, debts, credits and deposits of all the banks in which the funds of the state are invested,—to receive and examine all petitions that may be referred to them for the establishment of new banks,—and to report the facts with their opinion.

4. A committee on the *State Prison*, whose duty it shall be to examine the annual reports of the directors, the police, the accounts and expenditures of the state prison,—and to propose such alterations in its management and for the improvement of its condition, as they shall deem expedient.

5. A committee on *New Towns and New Probate Districts*, whose duty it shall be to receive and examine all petitions that may be referred to them, with the legal evidences which may be offered, both for and against the incorporation of new towns, and the formation of new probate districts,—and to report their opinion of the expediency or in expediency of granting the several petitions, together with the facts on which their opinions shall be founded.

6. A committee on *Roads and Bridges*, whose duty it shall be to receive and examine all petitions referred to them on the subject of roads and bridges; and to report the facts and their opinion.

7. A committee on *Incorporations other than Banks*, whose duty it shall be to receive and examine all petitions that may be referred to them relative to said incorporations, and report the facts thereon with their opinion.

8. A committee on *Claims*, to take into consideration claims upon the state, which shall be referred to them, and report the facts thereon and their opinion of the propriety or impropriety of granting said claims.

9. A committee on *Divorce*, whose duty it shall be to re-

ceive all petitions referred to them on the subject of divorces, and report the facts and their opinion thereon.

10. A committee on *Education*, whose duty it shall be to inquire into the state of common school education, to receive and examine such petitions, reports, and other matters touching the same as shall be referred to them, and to recommend such measures as they shall deem best adapted to render the common school system more useful and efficient.

11. A Joint Standing Committee on the *Sale of Lands*, whose duty it shall be to receive and examine all such applications for the sale of lands as shall be to them referred, and report the facts and their opinion thereon.

Also a Joint Standing Committee on *Military Returns*, which shall consist of one Senator and three Representatives.

III. In all meetings of Joint Committees the Senator shall preside. All questions of order in their proceedings and questions relative to the admission of evidence, shall be determined by a majority of votes; and in case the votes be equally divided, the Senator shall have a casting vote.

IV. All committees of conference on disagreeing votes of the two Houses of Assembly, shall consist of one Senator and two Representatives, who were in the major vote of their respective Houses. The committee of the House making the grant or appointment, or passing the bill, resolution, or amendment disagreed to, shall state their reasons, to be reported to the other House;—and neither House shall request the other twice to confer on the same point of disagreement.

V. Whenever either House shall have adhered to its vote of disagreement, the bill or resolution shall be considered as lost.

VI. Every message sent from one House to the other, shall be announced at the door, and shall be respectfully communicated to the chair, by the person by whom it may be sent.

VII. Whenever a bill shall have passed both Houses of Assembly, and shall have been transmitted to the Governor for his approbation, if either House desire its return for further consideration, such desire shall be communicated by message to the other House, and a Joint Committee of one Senator and two Representatives shall then be sent to the Governor to request him to return the bill. If the Governor consent, the bill shall be returned first to that House in which the motion for its return originated, and the bill may then be altered, or totally rejected, by a concurrent vote of the two Houses; but if not altered or rejected by such concurrent vote, it shall be again transmitted to the Governor in the same form in which it was first presented to him.

VIII. Whenever the public business may require the Senate and House of Representatives to meet in convention, either House may send its message to the other, requesting such convention and specifying the object. At the time designated, the Senate with their president and clerk may proceed to the Hall of the House of Representatives, where suitable accommodations shall be provided. The President of the Senate shall, ex-officio, preside in said conventions, and the proceedings thereof shall be entered upon the journals of the two Houses.

When the convention shall have been dissolved, the President of the Senate, and the Speaker of the House of Representatives, shall make report, to their respective Houses, of the proceedings of the convention.

INCREASING SALARIES OF JUDGES OF SUPREME COURT.

Resolved by this Assembly, That there be paid annually to each of the Judges of the Supreme Court of Errors, the additional sum of two hundred dollars; on account of travel-

ling expenses and board while absent from their homes, on public business.

CONSTITUTING THE NORTH WESTERN SCHOOL DISTRICT, IN BRANFORD.

Resolved by this Assembly, That a new school district be formed in said Branford, to be called the *North Western District*;—bounded westerly by the East Haven school society, thence on the north by a line running due west from the north-west corner of Loring D. Hosley's farm, and by the northerly line of his said farm to the centre of the highway called the Kummuck road, thence by the centre of said road to the stone bridge east of said Hosley's house, thence by the run of water known as the Beaver Swamp Main Ditch, to the present dividing line of the Quarter and Western school districts, thence easterly by a straight line to the south-east corner of the land of Bradley Chidsey, on the westerly side of said Kummuck road, thence by the centre of said road to the easterly line extended of Jeremiah Russell's land, thence by said line to the middle of the main road to New Haven, thence by the middle of said main road, to the brook crossing the same, west of James Barker's house; thence by said brook to a point on the west bank of the same, fifteen rods north of the stone bridge across the Quarter brook, thence due west to the middle of the Alps road, thence by the middle of said Alps road to the summit of Great Hill, thence by a straight line to the south east corner of Timothy Cook's barn, thence by a straight line to the junction of Musquito Cove creek and Farm river;—and that the inhabitants living within said boundaries have all the powers and privileges which belong the other school districts in this state.

Resolved, That John Plant be authorized to warn a meet-

ing of said district, for the organization thereof and the transaction of all necessary business, at the school house therein, on the twentieth day of June, A. D. 1845; and said Plant shall preside at said meeting.

Resolved, That said district hereby constituted, shall pay to the Western district in said Branford, towards the cost of the school house recently erected therein, the sum of fifty dollars, within six months from the rising of this Assembly, to be raised by a tax upon the list of 1844, or otherwise, as said district shall direct; and thereupon, the residents of said new district and said new district shall be released and discharged from all liability and obligations to said Western district.

CONSTITUTING SCHOOL DISTRICT NO. 13, IN BRISTOL.

Upon the petition of Jonathan C. Brown and others, of Bristol,—

Resolved by this Assembly, That the territory hereafter described, situate in the town of Bristol, and the inhabitants now residing thereon, and all others who may hereafter reside thereon, be, and they are hereby made into, formed and constituted a school district, to be called *District No. 13*; with all the powers and privileges and subject to all the duties and liabilities of the other school districts in this state: to wit,—beginning on the line between the towns of Bristol and Farmington, in the centre of the county road leading to Bristol Basin, and thence west in the centre of said county road to the east end of the second tier of lots in said Bristol, thence north on the east end of said tier of lots to the south line of land of Ira Churchill, on the north bank of the river, thence west on said Churchill's south line to his south-west corner, thence north, on the west line of

said Churchill's land to the highway, thence west in the centre of the highway until it arrives to the stone wall west of the house of Edward A. Johnson, thence north on the wall standing on the east line of land of Orrin L. Botsford to the south line of the land belonging to the heirs of Noble A. Pierce, deceased, or their assignees, thence east on the south line of said Pierce's land to the south-east corner of said Pierce's land, thence in a direct line to the south-west corner of the land of Lott Jerome, and thence east on the south line of the land of said Lott Jerome to the town line between the towns of Bristol and Farmington, and thence south on said town line to the place of beginning.

Provided always, That the above lines and limits of said school district may be altered by any legal meeting of Bristol school society,—*provided*, that at least six days' previous notice shall be given of the proposed alterations to each and every district that may be altered by such proposed alteration,—otherwise, the said school district shall be placed on the same grounds as the other districts in said school society, and any territory may be taken from or added to said district, at the pleasure of said school society, after having given notice as aforesaid.

DIVIDING THE SCHOOL SOCIETY IN GLASTENBURY.

SEC. 1. *Resolved by this Assembly*, That the Glastenbury school society, in the town of Glastenbury, be, and the same is hereby divided into two separate school societies.

SEC. 2. That the line of division shall be as follows, to wit: beginning at Connecticut river, about twelve rods above the head of Brooks' island, on the south line of Cordelia Hale's land, thence east on said line to Meadow hill, thence east across said Cordelia Hale's land to the south line of Sarah Hale's land, thence east on said south line

to the south line of the centre burying ground, thence east to highway; (said division line to cross highway five rods south of the Glastenbury seminary;)—from highway east, the south line of John A. Hale's land to Hartford and New London turnpike, thence east on the south line of Amelia Kinne's land to the east line of said Glastenbury school society. Said line of division is known as the south line of the old Hale farm.

Sec. 3. Every part of said school society situated north of said line is hereby incorporated and shall be called and known by the name of *Glastenbury School Society*; and that the records and papers of the original Glastenbury school society be and remain the sole property of the Glastenbury school society as incorporated by this resolve.

Sec. 4. Every part of said school society situated south of said line is hereby incorporated and shall be called and known by the name of *South Glastenbury School Society*.

Sec. 5. The debts of the said original Glastenbury school society shall be discharged by the funds belonging to the same; and the surplus funds, if any, shall be divided between said Glastenbury school society, as incorporated hereby, and said South Glastenbury school society, in proportion to their several lists in the year 1844.

Sec. 6. The settlement and adjustment of said debts and a division of said surplus funds shall be completed on or before the first Wednesday of September next, by a committee, consisting of John A. Hale and Daniel H. Stevens.

Sec. 7. The expenses of fencing, enlarging and supporting the centre burying ground of said original Glastenbury school society, and all expenses of keeping in order hereafter said burying ground, shall be paid equally by said two societies; and that the hearse and fixturs and hearse house be kept up and continued at and for the use of the centre burying ground, and no other.

Sec. 8. The committee of the Glastenbury school soci-

ety, as incorporated by this resolve, be, and are hereby empowered to sell burying lots in said centre burying ground, according to the by-laws of said yard.

SEC. 9. The first meeting of the Glastenbury school society, as incorporated by this resolve, shall be warned by Thaddens Welles, David Hubbard and John A. Hale, or any two of them, at such time and place in said society as they shall determine, in the same manner as is by law provided for warning school society meetings.

SEC. 10. The first meeting of the South Glastenbury school society be warned by James Killam, Daniel H. Stevens and Edwin Miller, or any two of them, at such time and place in said society as they shall determine, in the same manner as is by law provided for warning school society meetings.

SEC. 11. The inhabitants living within said Glastenbury school society, and those living within said South Glastenbury school society have respectively such powers and privileges as belong to other school societies in this state.

SEC. 12. That the fourth school district of said original Glastenbury school society shall be under the supervision and inspection of the Glastenbury school society, as incorporated by this resolve; and the children enumerated in said fourth district shall be returned to the committee of that society.

CONFIRMING DOINGS OF THE SECOND DISTRICT, WILLIMANTIC SCHOOL SOCIETY.

Upon the petition of the Second School District, Willimantic School Society, in the town of Windham, showing that in October, 1842, at the annual district meeting, three persons were appointed by said district as district com-

mittee for the following year; that during said year two of said committee removed out of this state, and that in the fall of 1843, the district meeting for the choice of annual officers was called by the remaining member of said committee, instead of being called by the clerk of said district,—praying this General Assembly to pass an act legalizing the proceedings of said district, as per petition on file —

Resolved, That the doings of the second school district in the school society of Willimantic, in the town of Windham, at their annual meeting for the choice of officers and other business, held in the fall of 1843, are hereby declared to be valid, and the officers chosen at said meeting, duly chosen and appointed.

FIRST SCHOOL DISTRICT IN ABINGTON.

Whereas, the First School District in the Society of Abington having neglected to keep a school in said district, according to law, but have had four months' school in said district, to the satisfaction of the inhabitants thereof, and approved by the visiting committee of said society,—and not having received their proportion of the school fund dividend now in the hands of the treasurer of said society,—therefore,

Resolved by this Assembly, That there is hereby granted to said First School District in the School Society of Abington, the sum of eighty-two dollars sixty cents; it being their proportion of the school fund dividend, for the number of fifty-nine children, between the ages of four and sixteen, living and residing in said district on the first Monday of August, A. D. 1844. And the committee of said society are hereby directed to draw an order on their treasurer for

the said sum of eighty-two dollars sixty cents; in favor of Alanson Peck, committee of said First School District.

STANWICH SCHOOL SOCIETY IN GREENWICH.

Whereas, the schools in the Stanwich school society in the town of Greenwich were omitted to be visited according to law, during the year ending in March last, by reason whereof the said society are deprived of their proportion of the school fund dividend,—therefore,

Resolved by this Assembly, That there be, and hereby is granted to said society, the sum of four hundred and three dollars and twenty cents; it being their proportion of the school fund dividend for the number of two hundred and eighty-eight children, between the ages of four and sixteen years, living and residing in said society on the first Monday of August, A. D. 1844; and the Comptroller of Public Accounts be, and he is hereby directed and authorized to draw an order on the Treasurer of this state in favor of Selleck Scofield, for the use of said society, for the sum above named.

SECOND SCHOOL SOCIETY IN KILLINGLY.

Whereas, the Second School Society in the town of Killingly have neglected to make return to the Comptroller of Public Accounts of the number of children in said society, as by law is required, and have not received their proportion of the school fund dividend;—therefore,

Resolved by this Assembly, That there be and hereby is granted to the said society the sum of four hundred and one

dollars eighty cents; it being their proportion of the school fund dividend for the number of two hundred eighty-seven children, between the ages of four and sixteen, living and residing in said society on the first Monday of August, A. D. 1844; and the Comptroller of Public Accounts is hereby directed to draw an order on the Treasurer for the sum above named, in favor of Joseph Adams, for the use of said society.

IN FAVOR OF CERTAIN SCHOOL SOCIETIES.

Whereas, the following named School Societies and Districts have omitted to make their returns to the Comptroller of Public Accounts, and to proceed in other respects conformable to law, and have not received their proportion of the school fund dividend,—therefore,

Resolved by this Assembly, That there be and hereby is granted to said societies and districts respectively, the several sums annexed to the names of each, to be paid to the persons whose names are hereto respectively annexed, viz :

1st School Society in Woodstock,	288 child'n,	at 1,40,—	\$403,20 :	to Wm. Lyon, 3d.
1st School Soc. in Canterbury,	286 "	" "	406,40 :	" J. M. Francis,
Wolcottville Soc. in Torrington,	172 "	" "	240,80 :	" Demas Coe,
4th School Dist. 2d Soc. Stafford,	22 "	" "	36,80 :	" Daniel P. Lull,
5th School Dist. in Redding,	39 "	" "	54,60 :	" A. R. Bartram,
South & West Sch. Dist's, Chester,	161 "	" "	225,40 :	" J. L. Hommedieu ;

and the Comptroller of Public Accounts be, and he is hereby authorized and directed to draw an order on the Treasurer of this state, in favor of the persons whose names are above annexed, to and for the use of said societies and districts respectively, for the several sums annexed to each,

AUTHORIZING THE PAYMENT OF SCHOOL MONIES TO CERTAIN BE-
NEVOLENT SOCIETIES IN HARTFORD.

Upon the petition of the Hartford Orphan Asylum, the Hartford Female Beneficent Society, and the South School District of Hartford, showing to this Assembly that the said Orphan Asylum and Beneficent Society have under their care about forty children between the ages of four and sixteen years, who attend a school in a building belonging to said societies (and which is wholly sustained by them) and instructed by a teacher paid by said societies; that said children reside within the limits of said district and are enumerated with the children thereof, and the money distributed from the school fund to said district is appropriated to the instruction of the other children therein, and the children supported by said benevolent societies are not benefitted thereby;—and praying that the moneys drawn on account of the said children may be paid over to the said benevolent societies. The Assembly do find the allegations of said petition to be true; and that it is reasonable and just that such money should be appropriated in the manner proposed; and that all the parties interested in the subject matter assent thereto. Therefore,—

Resolved by this Assembly, That whenever the annual enumeration shall be taken of all persons belonging to said district between the ages of four and sixteen years, the person or persons taking such enumeration shall specify in their return thereof to the committee of the school society, the number of such persons under the care of said Orphan Asylum and of said Beneficent Society respectively and educated at their expense: and the treasurer of the school

society, from time to time, out of the funds in his hands appropriated to the support of schools in such district, shall pay over to said Hartford Orphan Asylum and said Hartford Female Beneficent Society, respectively, their ratable proportion of said funds, according to said enumeration, and the balance said treasurer shall pay over to said district.

ASSISTANT COMMISSIONER OF THE SCHOOL FUND.

Resolved, That an Assistant Commissioner of the School Fund shall be appointed by the General Assembly, whose duty it shall be to aid, advise with and assist the Commissioner in the management of the fund, and in all duties appertaining to the office of said Commissioner; and that in case of the sickness, death or other inability of the Commissioner, such Assistant shall be fully empowered to perform all the duties of the Commissioner during the continuance of such inability, or until the rising of the next General Assembly.

Resolved, That the sum of one thousand dollars *per annum* be allowed the Assistant Commissioner, together with his expenses when absent from his office on business appertaining to said fund: said sum to be paid from the treasury of this state.

Resolved, That in case the office of Assistant Commissioner shall become vacant by death or otherwise, during the recess of the General Assembly, the Governor is hereby authorized to fill such vacancy by appointing a person to perform the duties of such commission as aforesaid, until the rising of the then next General Assembly.

PROVIDING FOR PAYMENT OF CERTAIN EXPENSES FROM THE CIVIL
LIST FUNDS.

Resolved by this Assembly, That the disbursements which may be made by the Commissioner of the School Fund as Superintendant of Common Schools, in executing the provisions of an act passed at the present session, entitled "An Act in addition to and in alteration of an Act concerning Common Schools," shall be paid from the civil list funds of the state; and an account of such disbursements shall be presented by the Commissioner to the Comptroller of Public Accounts, who shall audit and adjust the same and draw on the Treasurer therefor.

REQUIRING COMMISSIONER OF SCHOOL FUND TO DISPOSE OF LANDS,
&c.

Resolved, That the Commissioner of the School Fund be, and he is hereby instructed to dispose of the lands belonging to the fund as soon as the same can be sold at fair prices; and in order to effect such sales, if practicable, he is hereby instructed to make an examination of said lands and fix the prices thereof at their fair value.

Resolved, That the Commissioner of the School Fund be, and he is hereby instructed to make, as often as once in five years, an examination of the value of all property holden as security for debts due said fund; and whenever any such security shall be found otherwise than abundantly ample, he shall cause such proceedings to be had as will give the fund proper security.

DISTRIBUTION OF THE SCHOOL COMMISSIONER'S REPORT.

Resolved, That the printed copies of the report of the Commissioner of the School Fund, to be distributed to the school districts, be delivered to the said Commissioner to be by him distributed to said districts.

PROVIDING FOR THE RELIEF OF ALMIRA FROST.

Upon the petition of Almira Frost, praying for relief from certain indebtedness to the school fund, as per petition on file;—this Assembly having inquired into the allegations in said petition contained do find the same to be true: therefore,

Resolved by this Assembly, That whenever the said Almira shall cause to be vested in the state of Connecticut, to the satisfaction of the Commissioner of the School Fund and without expense to the state, the absolute and unencumbered title to a certain farm situate in the town of Pierpont, in the state of Ohio, (which farm was formerly sold by the state to Aaron Frost, late husband of the said Almira,) the said Commissioner be and he is hereby authorized thereupon to pay the said Almira from said fund the sum of three hundred dollars.

AUTHORIZING AN EXCHANGE OF A SCHOOL-FUND BOND.

Upon the petition of Walter Mitchell, of Hartford, showing to this Assembly that he is indebted to the state of Con-

necticut, for the benefit of the school fund, in the sum of twenty-four hundred dollars, secured by his bond and the mortgage of land by himself and others; that a part of said land has been sold to Elisha Wolcott, of Wethersfield, and praying to be discharged from said bond, as per petition on file:

Resolved by this Assembly, That the Commissioner of the School Fund be, and he is hereby authorized and empowered to give up said bond, and to receive therefor the bond of said Wolcott in payment, on being secured to his satisfaction, according to the principles adopted in the management of said fund.

AUTHORIZING THE COMMISSIONER TO EXCHANGE THE SCHOOL-FUND BONDS OF JOHN N. AND HILA WHEELER.

Resolved, That the Commissioner of the School Fund be, and he is hereby authorized to receive the bond of Horace Stone for the two bonds of John N. and Hila Wheeler. *Provided,* that the security be ample and satisfactory to the Commissioner.

AUTHORIZING COMMISSIONER TO EXCHANGE THE BOND OF FREDERICK WOLCOTT.

Resolved, That the Commissioner of the School Fund be, and he is hereby authorized to exchange the bond of Frederick Wolcott, of Stow, in the state of Ohio, for that of Orrin Gilbert, of the same place. *Provided,* that the security be ample and satisfactory to the Commissioner.

AUTHORIZING REPUBLICATION OF CERTAIN PUBLIC ACTS.

Whereas, it has been customary for a number of years to publish annually an edition of eight hundred copies of the Public Acts, the Secretary not feeling at liberty to enlarge the edition without the sanction of the General Assembly; and *whereas*, the interchanges have been continually increasing between this and other states, under a resolve of the General Assembly, and the demand for said acts having been further increased by the incorporation of new towns, to be supplied therewith, so that at the present time not a single copy of some of the Public Acts passed since the publication of the edition of the Statutes in 1838 is to be obtained, and said acts exist only in manuscript in the office of the Secretary of State: therefore,

Resolved by this Assembly, That the Secretary of State and the Comptroller be a committee to cause all the un-repealed public acts passed by the General Assembly of this state in 1839, 1840, 1841, 1842 and 1843, to be published in pamphlet form, in an edition of one thousand copies, with a suitable index thereto, and that said acts be distributed, one copy to each town clerk for the use of the town, one copy to each judge of the Superior Court, one copy to each judge of the County Court, one copy to each clerk of the Superior Court, one copy to each judge of Probate, and one copy to the county commissioners of each county.

Resolved further, That hereafter there be published an edition of twelve hundred copies of the Public Acts, instead of eight hundred, as heretofore.

PROVIDING FOR THE AUTHENTICATION OF PUBLIC ACTS.

Resolved by this Assembly, That the Secretary of State shall annex to the acts directed to be published by the Secretary and Comptroller, by resolution passed the present session, a certificate in the following form, viz :—

STATE OF CONNECTICUT, ss. }
Secretary's Office, — day of —.

I hereby certify that I have compared the printed copy of the acts contained in this pamphlet with the original acts as engrossed and passed by the Legislature, and find the same to be correct.

A. B., Secretary of State.

DISTRIBUTING COPIES OF THE STATUTES TO NEW SCHOOL DISTRICTS AND SOCIETIES.

Resolved, That the Secretary of State be, and he is hereby directed to deliver one copy of the Statutes of this state to each school district and society which has been created since the passage of the act authorizing the delivery of the Statutes to school districts and societies.

GRANTING A COPY OF THE STATUTES TO THE QUARTER MASTER GENERAL.

Resolved, That the Secretary of State be, and he is hereby authorized to deliver to the Quarter Master General one copy of the Public Statute Laws of this state.

AUTHORIZING THE SECRETARY TO CORRECT ERRORS IN MILITARY RETURNS.

Resolved, That the Secretary of State be, and he is hereby authorized to correct clerical errors in names or numbers made in the military returns and the reports founded thereupon and accepted by this Assembly, and upon all such returns made in recess, upon a certificate from the Adjutant General, declaring the true names of the persons or numbers intended.

CLERK OF THE SECRETARY OF STATE.

Resolved by this Assembly, That the clerk of the Secretary of State be allowed, for the year ensuing, a like sum, while necessarily employed, with that now by law allowed to the clerks of the Treasurer and Comptroller respectively.

JOHN COLEMAN.

Resolved, That John Coleman, now a convict confined in the state prison, be, and he is hereby discharged from confinement in said prison, from and after the rising of the General Assembly.

DAVID LEWIS.

Resolved, That David Lewis, now a convict in the state prison, be, and he hereby is discharged from confinement

in said prison from and after the rising of the General Assembly.

ANN POCOCK.

Resolved, That Ann Pocock, now a convict confined in the state prison, be, and she is hereby discharged from confinement in said prison immediately.

HORATIO TERRELL.

Resolved, That Horatio Terrell, now a convict confined in the state prison, be, and he is hereby discharged from further confinement in said prison, from and after the rising of the General Assembly.

JOHN TOWER.

Resolved, That John Tower, now a convict confined in the state prison, be, and he is hereby discharged from confinement in said prison, from and after the rising of the General Assembly.

ALDEN H. WALKER.

Resolved by this Assembly, That Alden H. Walker, now confined in the state prison, be discharged from any further confinement therein, and delivered by the Warden of said

prison to the officers of the Retreat for the Insane, at Hartford, whenever proper provisions shall have been made for his support at said Retreat for the term of one year, or until, in the opinion of the physician of said Retreat, he may with safety and propriety be dismissed therefrom.

STATE PRISON DIRECTORS INSTRUCTED TO EXAMINE CERTAIN ACCOUNTS.

Resolved, That the State Prison Directors be authorized and directed to examine the bank accounts and other accounts of the present and late Warden of said prison, and report the same to the next General Assembly.

STATE TAX.

Resolved by this Assembly, That a tax of one cent on the dollar be levied upon the grand list of 1844, as returned to the Comptroller's office, March, 1845; to be collected according to law and paid into the state treasury on or before the 20th day of February, next.

DISCHARGING TOWN OF LEDYARD FROM PAYMENT OF A PORTION OF STATE TAX, ON LIST OF 1844.

Resolved, That the town of Ledyard is hereby discharged from the payment of the state tax, on the sum of ten hundred and ninety-eight dollars, returned to the Comptroller

in the assessment list of October, 1844, on the assessment list of said town.

CONSTITUTING THE TOWN OF EASTON.

Upon the petition of Levi Coley and others, of the town of Weston, praying for the incorporation of a new town :

Resolved by this Assembly, That all that part of the town of Weston that lies easterly of a line commencing at the intersection of the south line of the town of Redding and the east line of the Mile of Commons, so called, thence following the said east line of Commons southerly until it strikes the Aspetuck river, thence following the centre of said river south-westerly, until it strikes the north line of the town of Fairfield,—with all the inhabitants belonging and residing within said limits, be and remain a distinct and separate town, by the name of *Easton*. And the inhabitants aforesaid and their successors forever, residing and belonging within said limits, shall have, retain and enjoy all powers, privileges and immunities of other towns in this state, with the right of sending one representative only to the General Assembly of this state. All the rest and residue of said town of Weston shall continue and remain a town by the name of *Weston*,—with all the powers, privileges and immunities now enjoyed by the town of Weston, except that said town is to have the right of sending one representative to the General Assembly only. *Provided, nevertheless,* that this grant shall be void and of no effect, unless the inhabitants of the town of Weston (not including those within said new town of Easton) shall, at a meeting to be legally warned and held at the academy near the congregational meeting-house in said Weston, on or before the fourth Monday of June, A. D. 1845, pass a vote relinquishing all claim to two representatives, and consenting

forever hereafter to have but one representative to the General Assembly of this state, and cause a copy of such vote, duly certified by their town clerk, to be lodged in the office of the Secretary of this state, to be by him recorded and kept on file as evidence of such relinquishment and consent; which meeting shall be warned in the manner hereinafter provided for the warning of the first meeting of the town of Weston. And said new town shall pay its proportion, according to the list of 1844, of all debts, charges and expenses, suits, petitions and claims already due and accrued, commenced or existing against said town of Weston, or for which said town may hereafter be made liable by force of any claim now existing. And the poor of said town of Weston who were born within the limits hereby incorporated and have not gained a settlement elsewhere in this state than in said town of Weston, or who have gained a settlement in said town of Weston by residence or otherwise within said limits, shall be deemed inhabitants of said town of Easton, and shall be maintained accordingly, whether said poor are now maintained by said Weston or not. And said town of Easton shall be liable to maintain all such poor of said Weston as are or may be absent therefrom; *provided*, such persons at the time of departure belonged to that part of the town of Weston incorporated into the town of Easton. The collectors of state and town taxes in the town of Weston are hereby authorized to collect their respective taxes already laid and their respective rate books not yet perfected may be made out by the same persons and in the same manner as though this resolve had not been passed.

The said new town of Easton shall belong to and constitute a part of the Probate District of Weston; and shall also belong to and constitute a part of the Tenth Senatorial District. The said new town of Easton shall be entitled to six jurors, and the said town of Weston shall be entitled to four jurors.

The first town meeting of said new town of Easton shall be holden at Staples' academy, in said town, on the first Monday of August, A. D. 1845, and Walker Sherwood (or, in case of his failure, Eli Adams) shall be moderator thereof, and shall warn said meeting by setting up a notification of the same on the public sign posts of said new town, and such other places as either of said persons may deem proper, at least six days before said first meeting. Said town shall have all the powers at said first meeting incident to other towns in this state, and full right to act accordingly; and the officers elected at said first meeting shall hold their offices until others are chosen and sworn in their stead.

The first meeting of the town of Weston (after the passage of this resolve) shall be held at the academy near the congregational meeting-house, in said town, on the fourth Monday of June, A. D. 1845, and David Patchen (or, in case of his failure, Oliver C. Sanford) shall be moderator thereof, and shall warn said meeting by setting up a notification of the same on the public sign posts in said town, and such other places as either of said persons may deem proper, at least six days before said first meeting. And said town shall have full right at said meeting to elect officers of said town, who shall hold their offices until others are chosen and sworn in their stead.

Be it further resolved, That the town deposit fund of the said town of Weston shall belong to and be divided between said towns in proportion to the number of their respective inhabitants. *Always provided,* that if, after the organization of said town of Easton the selectmen of the aforesaid towns do not agree in the division of the paupers or funds and property belonging to said towns on or before the 15th day of March, A. D. 1846, the selectmen of either town may apply to Alva Gray, of Westport, George Peck, of Fairfield, and Levi Edwards, of Monroe, who, or either two of them, are hereby authorized and empowered to di-

vide said paupers and funds and property in manner and form aforesaid; which division shall be final and conclusive,—first notifying the selectmen aforesaid of the time and place when the same shall be made.

CONSTITUTING THE TOWN OF SOUTH WINDSOR.

Upon the petition of Harvey Elmer and others, praying for a division of the town of East Windsor, and that all that part of said town lying south of a line in said petition described, should be incorporated into a new town:—

Resolved by this Assembly, That all that part of the town of East Windsor lying south of a line commencing at the mouth of Scantic river and running thence S. 84° 9' E. 407 chains 75 links to Ellington town line, with all the inhabitants residing therein, be, and the same is hereby incorporated into a separate town by the name of *South Windsor*; and the inhabitants aforesaid and their successors, forever, residing within said limits shall have and enjoy all the powers, privileges and immunities which are enjoyed by other towns in this state, with the privilege of sending one representative to the General Assembly of this state. And said new town shall pay its proportion (according to the list of 1844) of all debts, charges, expenses, suits, petitions and claims already due or which may exist against said town of East Windsor, or for which said town may be hereafter made liable by force of any claim now existing. And the poor of said town of East Windsor who were born within the limits hereby incorporated and have not gained a settlement elsewhere in this state than in said town of East Windsor, by residence or otherwise within said limits, shall be deemed inhabitants of said town of South Windsor, and shall be maintained accordingly,

whether said poor are now maintained by said town of East Windsor or not: and said town of South Windsor shall be liable to maintain all such poor of said East Windsor as are or may be absent therefrom; *provided*, such persons at the time of departure belonged to that part of the town of East Windsor incorporated into the town of South Windsor. All the property belonging to the town of East Windsor shall belong to said town of East Windsor and said new town of South Windsor, in proportion to their respective lists, according to the grand list of 1844, saving and excepting the public records and other property appertaining to the town clerk's office, which shall be and remain the property of the town of East Windsor. And the town deposit fund shall belong to said towns in proportion to the number of their respective inhabitants. *Always provided*, that if after the organization of said town of South Windsor, the selectmen of the aforesaid towns do not agree in the division of the paupers or funds and property belonging to said towns, on or before the 15th day of March, A. D. 1846, the selectmen of either town may apply to Amos M. Collins, Francis Fellowes and Gurdon Robins, of Hartford, who (or either two of them) are hereby authorized and empowered to divide said paupers and funds and property in manner and form aforesaid; which division shall be final and conclusive,—first notifying the selectmen aforesaid of the time and place when the same shall be made. The burden of keeping and maintaining the ferry across the Connecticut river in said East Windsor, at the mouth of Scantic, shall belong to the new town of South Windsor,—which town shall hereafter keep and maintain the same for public accommodation, as the same has been heretofore kept. The collectors of state and town taxes in the town of East Windsor are hereby authorized to collect their respective taxes already laid, due, and in their respective rate books contained, in the same manner as though this resolve had not passed.

The first town meeting of said new town of South Windsor shall be holden at at the meeting house of the first society, on the first Monday of August, A. D. 1845 ; and Theodore Elmer (and in case of his failure, Ebenezer Pinney) shall be moderator thereof, and shall warn said meeting by setting up a notification of the same on the sign posts of said town and such other places, as either of said persons may deem proper, at least six days before said meeting. Said town shall have all the powers at said first meeting incident to other towns in this state, and full right to act accordingly ; and the officers elected at such first meeting shall hold their offices until others are chosen and sworn in their stead.

CHANGING BOUNDARY LINES BETWEEN THE TOWNS OF BURLINGTON,
CANTON AND AVON.

Upon the petition of Giles Woodford and others, of Burlington, in Hartford county, praying, for reasons therein set forth, that that part of said town lying on the east side of Farmington river may be annexed to the towns of Canton and Avon, as per petition on file, dated the 21st day of April, 1845, and duly served on said towns of Burlington, Canton and Avon, will more fully appear :

Resolved by this Assembly, That all that part of said town of Burlington lying on the east side of Farmington river and north of the following described line, to wit,—beginning on the east side of said river, at the mouth of a spring on land of Elias Woodford, and running easterly to the centre of said spring, thence east to the west line of Avon, in a line parallel to the south line of Canton, with all the inhabitants residing therein, be, and the same is hereby annexed to and incorporated with the town of Canton :—

and all that part of said town of Burlington lying east of said river and south of the above described line, with all the inhabitants residing therein, be, and the same is hereby annexed to and incorporated with the town of Avon. And all the taxes now laid and payable from the persons hereby annexed to said towns of Canton and Avon, shall and may be collected by the collector of said town of Burlington, in the same manner as though this resolve had not passed. And all the poor within said limits, and all persons born within said limits hereby annexed to said town of Avon, and who may hereafter become paupers, and have not gained a settlement elsewhere, shall be supported and maintained by said town of Avon.

ALTERING AND ESTABLISHING THE BOUNDARY LINE BETWEEN NORWALK AND NEW CANAAN.

Upon the memorial of Henry Selleck, William S. Lockwood and A. E. Beard, selectmen of the town of Norwalk, and of Hanford Carter, John Raymond and James Pattison, selectmen of the town of New Canaan, in Fairfield county, showing to this Assembly that the said town of New Canaan was originally a part of the town of Norwalk, and was many years since set off from the same and made a new town; that the line as then run between said towns was exceedingly crooked, inconvenient, and difficult to be traced; that although the bounds at the termini of said line have been preserved and are not now sought to be changed, yet that many of the intermediate bounds have been lost, so that it is now difficult to ascertain with any degree of precision where the line between said towns was originally run and where the true line now is, and that were it ascertained, said line would be inconvenient and unsatisfactory to both of said towns.

And further showing to this Assembly, that in order to obviate all difficulties which do now or may hereafter exist in regard to said line and the respective boundaries of said towns, the memorialists being such selectmen, have, with the consent and approbation of said towns, mutually agreed upon the following as the line between said towns, and have surveyed and run out the same,—to wit: beginning at the known and well established bound between the towns of Norwalk, New Canaan and Wilton, on the west branch of Norwalk Mill river, about twelve rods north-west of David Pelham's dwelling-house, and thence running S. 17° W. 19 chains and 87 links to a bound a few rods east of Stephen Gregory's dwelling-house, thence S. $30\frac{1}{4}^{\circ}$ W. 92 chains and 10 links to a bound a few rods south-west of Lyman Brown's dwelling-house, thence S. $39\frac{3}{4}^{\circ}$ W. 40 chains to a bound twenty links from the N. E. corner of Elisha Hoyt's (formerly Thaddeus Husted's) dwelling-house, thence S. $36\frac{1}{4}^{\circ}$ W. 87 chains and 25 links to the corner bound between the towns of Norwalk, New Canaan and Darien; and further showing to this Assembly that said line so run out and agreed upon by the memorialists has been duly approved by said towns of Norwalk and New Canaan,—praying this General Assembly to pass a resolve ratifying and confirming the doings of said towns in the premises, and that upon the recording said resolve in the town clerk's office in each of said towns, said line so run out and agreed upon may be established as the true line between said towns,—as by said petition on file, dated the 3d day of May, 1845, may more fully and at large appear.

This petition came first to this General Assembly at the present session thereof; and this Assembly having inquired into the facts set forth in said petition do find that the same are true, and that the prayer thereof ought to be granted: therefore,

Resolved by this Assembly, That the line run and agreed upon between the selectmen of Norwalk and New Canaan and approved by said towns as the line between said towns, be, and the same is hereby approved and confirmed; and that upon the recording of this resolve in the records of said towns, said line shall be established as the true line between said towns of Norwalk and New Canaan.

PROVIDING FOR A RECOVERY OF THE TRUMBULL PAPERS.

Whereas, it is understood and believed by the General Assembly now in session, that numerous official letters and valuable correspondence intimately connected with the executive and legislative acts of this state, during an important and interesting period of its history, was collected by His Excellency Governor Trumbull, during his administration, and which in the opinion of this Assembly ought to have been deposited in the office of the Secretary of this State, but are now in the possession of the Massachusetts Historical Society;—*and whereas,* it is proper and desirable that said documents, &c., be obtained from said Society and deposited with the Secretary of this State:—therefore,

Resolved, That His Excellency the Governor be, and he is hereby requested to adopt such measures as may be proper and expedient to obtain possession of the letters, correspondence and documents above referred to, and the same to deposit for safe keeping in the office of the Secretary of this State, in Hartford.

DISCONTINUING A PORTION OF THE BOSTON TURNPIKE COMPANY'S
ROAD.

Upon the petition of the Boston Turnpike Company and the town of Pomfret in the county of Windham, praying, for reasons therein set forth, that the said Turnpike Company may be relieved from further maintaining that part of their road which lies in and passes through said town of Pomfret: Now this Assembly having inquired into the allegations in said petition do find the same to be true, and it is therefore—

Resolved by this Assembly, That so much of the Boston turnpike-road as is situated in the said town of Pomfret, be, and the same is hereby discontinued as a turnpike road; and the said Boston Turnpike Company are hereby released from all obligation to maintain or keep the same in repair, and from all liability for damages that may be sustained thereon. And the portion of said turnpike hereby discontinued shall be hereafter maintained and kept in repair by said town of Pomfret, in which the same is situated.

ANNULLING THE CHARTER OF THE DURHAM AND EAST GUILFORD
TURNPIKE COMPANY.

Upon the petition of the Durham and East Guilford Turnpike Company, praying, for the reasons therein set forth, that they may be relieved from further maintaining and keeping in repair their road, and for liberty to surrender their charter, and for liberty to sell their northern toll-house and a small piece of land, not exceeding one-eighth of an acre, adjacent, as by their said petition on file ap-

pears ; and now, this Assembly having inquired into the allegations of said petition do find the same to be true, and that said petition has been duly served upon the respondents thereto : therefore,

Resolved by this Assembly, That the surrender of said charter be accepted, and that said company be allowed the space of six months from the rising of said Assembly in which to sell and dispose of said toll-house and land connected therewith, and that said company be discharged from all further liability for supporting and maintaining said turnpike, and that the same shall hereafter be supported and maintained by the towns within whose limits the same is situated, as a highway, according to the general provisions of law relating to highways.

ANNULLING THE CHARTER OF THE GRANBY TURNPIKE COMPANY.

Resolved by this Assembly, That the surrender of the charter of the Granby Turnpike Company be, and the same is hereby accepted ; and the charter of said company and all acts and resolves in addition thereto be, and the same are hereby repealed and annulled.

Resolved further, That it shall hereafter be the duty of the several towns through which said Granby turnpike road passes or within the limits of which any part thereof is situate, to support and maintain said road as a public highway, according to the general provisions of the law relating to highways.

DISCONTINUING A PART OF THE HARTFORD AND NEW LONDON
TURNPIKE.

Resolved by this Assembly, That the Hartford and New London Turnpike Company be, and they are hereby discharged from all future liability, charge or expense for or on account of said road or any part thereof, from the west side of Pound street where said Pound street leaves said turnpike road to go to the new burying ground, to Huntington street, in said New London, and that the same be discontinued as a turnpike road and be hereafter supported by said town of New London.

SHARON AND CORNWALL TURNPIKE COMPANY.

Upon the petition of the Sharon and Cornwall Turnpike Company, preferred to this Assembly, praying to be discharged from keeping and maintaining a part of their road, as per petition on file, dated the 13th day of March, 1845:

Resolved, That said company be, and they are hereby discharged from keeping and maintaining so much of their road as lies between the the dwelling-house of Lovel W. Chapman and Sharon meeting-house,—any thing in their charter notwithstanding: and that so much of said road as said company are hereby released and discharged from keeping and maintaining, be, and the same hereby is declared to be the duty of said town of Sharon to keep and maintain in repair. And whereas, by releasing said company from maintaining a part of said road, it may become necessary to re-locate the gate established thereon,—therefore,

Resolved, That the County Court for the county of Litchfield be, and they are hereby empowered to appoint a commissioner, on the application of said company, to examine into the expediency of changing the site of the same; and when a commissioner so appointed shall have discharged his duty and made his report to said court, and the same shall have been accepted, the site of said gate shall be established accordingly.

WINDHAM AND BROOKLYN TURNPIKE COMPANY.

Resolved by this Assembly, That the charter of the Windham and Brooklyn Turnpike Company be, and the same is hereby so amended as to embrace and include as part of said company's road, the said road leading from the present termination of their said road at or near the court-house in said Brooklyn, easterly to the dividing line between the towns of Brooklyn and Killingly, at the bridge over and across the Quinebaug river, known by the name of Danielson's bridge, and that the gate upon said road between said court-house and bridge, be, and the same is hereby established in the place where it now stands, as a half toll-gate upon said road; and that said company be, and they are hereby authorized to continue and keep up said gate at said place, and to collect, take and receive tolls at the same, as a half toll-gate upon said road. *Provided, nevertheless*, and it is hereby made the duty of said turnpike company at all times hereafter to bear and defray one half part of all the expenses of keeping up, maintaining and supporting said bridge and any other bridge or bridges which shall be erected in lieu thereof at said place over said river, leaving the residue of said expenses to be borne by the said towns of Brooklyn and Killingly equally. *And further provided*, that all persons living or residing upon the road known by

the name of the Allen Hill road, at any point or place between the point at which it strikes the road hereby made a part of the road of said company, and a point at which said Allen Hill road intersects the road from Brooklyn to Plainfield, a little westerly of the dwelling-house now occupied by Elisha Harris, be exempted from the payment of one-half of the regular toll, by law authorized to be taken at said gate; and that all persons travelling from Killingly to Pomfret and from Pomfret to Killingly on the road leading from the road hereby annexed to and made part of the road of said company, by the house of Jacob B. Witter, to the place where it intersects the Connecticut and Rhode Island turnpike road, or to do business on said last mentioned road, shall be at all times hereafter wholly exempted from the payment of toll at said gate.

**REGULATING THE RATES OF WHARFAGE OF THE NEW HAVEN AND
NORTHAMPTON COMPANY.**

Resolved by this Assembly, That it be and it hereby is declared that the New Haven and Northampton Company have the right of collecting wharfage at their basin wharf in the city of New Haven, between Union wharf and Tomlinson's wharf, (so called,) at a rate not exceeding a tariff hereunto annexed; and said tariff is hereby established accordingly. *Provided,* that neither the claims of any individual or individuals to be exempted from wharfage, nor the claims of said company to demand wharfage of such individual or individuals, shall be in any way affected by this resolve.

Tariff as follows, to wit:—

			Cents.
Ashes,—leached,	.	per 100 bushels,	25
Anchors,	.	per ton,	15
Anvils,	.	per ton,	15

		Cents.
Bales,—merchandise,	per cubic feet,	$\frac{3}{4}$
Bedsteads,	each,	$1\frac{1}{2}$
Bones,	per M.	10
Barytes,	per ton,	7
Bags,—coffee, pimento, pepper,		
cocoa, sugar,	each,	1
" corn, meal, per 100 lbs..	each,	$\frac{3}{4}$
Bricks,	per M.	$12\frac{1}{2}$
Boxes,—chocolate, candles, soap,	per box,	1
lemons and oranges,	per box,	$1\frac{1}{2}$
glass,	per 50 feet,	$\frac{1}{2}$
Havana or other sugars,	per box,	$3\frac{1}{2}$
Brazil,	per 100 lbs.,	$\frac{1}{2}$
cards and pipes,	per box,	$1\frac{1}{2}$
wine and cider,	per doz. bottles,	1
herring,	per box,	$\frac{1}{2}$
clocks, of half dozen,	per box,	2
buttons,	per box,	$\frac{1}{2}$
muskets and rifles,	per box,	4
other	per cubic foot,	$\frac{3}{4}$
Bottles,	per dozen,	$\frac{1}{2}$
in hampers,	per hamper,	5
Brooms,	per dozen,	$\frac{1}{2}$
Cattle, (neat)	each,	5
Cotton,	per bale,	4
Coals,	per chaldron,	10
Coal,	per ton,	7
Casks :—		
Hhds. tobacco and sugar,	each,	$6\frac{1}{2}$
all other hhds.	each,	5
tierces,	each,	3
barrels,	each,	$1\frac{1}{2}$
half barrels,	each,	$\frac{3}{4}$
pipes and butts over 125 gallons, each,		$6\frac{1}{2}$
pipes and butts, under 125 galls., each,		5

Casks:—

		Cents.
half pipes under 70 gallons,	each,	3
empty,	half the above rates.	
empty flour barrels, . .	each,	$\frac{1}{2}$
in nests,	each,	4
Cases, gin,	each,	1
Cordage,	per ton,	15
Coffee,—in bulk,	per 100 lbs.,	$\frac{1}{2}$
Cambooses and stoves, large size,	each,	5
others,	according to size.	
Cannon,	per ton,	15
Chairs,	each,	$\frac{1}{2}$
Crates,—crockery, &c., . .	each,	4
Cheese,	per cask,	$1\frac{1}{2}$
single, in boxes,	per box,	$\frac{3}{8}$
loose,	per 100 lbs. . . .	$\frac{1}{4}$

Carriages:

Coaches and barouches, . .	each,	15
Chaises, gigs or sulkeys, . .	each,	10
Carts and waggons,	each,	$7\frac{1}{2}$
Chests,—goods,	each,	3
Carboys containing acids, . .	each,	2
empty,	each,	$\frac{1}{2}$
Carriage springs,	per pair,	$\frac{1}{2}$
steps,	per pair,	$\frac{1}{2}$
Cars for fish,	each,	10
Coal-scoops and hods,	per 100,	$12\frac{1}{2}$
Clock weights,	per ton,	$12\frac{1}{2}$
Clay,	per ton,	7
Duck,—Russia,	per bolt,	$\frac{1}{2}$
ravens,	per bolt,	$\frac{1}{2}$
Dyewoods,	per ton,	$12\frac{1}{2}$
Firkins,—butter, lard, &c. weighing		
over 30 lbs.,	each,	$\frac{1}{2}$
butter, lard, &c. weighing		
under 30 lbs. . . .	each,	$\frac{1}{4}$

Cents.

Fish,	per quintal, . . .	1
Flax,	per 1000 lbs. . .	10
Grindstones,	per ton, . . .	12½
Grain,—wheat, rye, flax-seed, beans		
and corn,	per 100 bushels, . . .	37½
Ginger,	per keg, . . .	½
Gun stocks,	per 100 stocks, . . .	2½
Horses,	each, . . .	10
Hops,	per bale, . . .	4
Hemp,	per 1000 lbs. . .	10
Hides,—ox or cow,	each, . . .	½
horse, (dry,)	each, . . .	½
Hay,	per bundle, . . .	3
Hemp yarn,	per reel, . . .	6½
Hams, dried beef, &c.	per 100 lbs. . .	¾
Horns,	per M. . .	15
Iron, steel, copper, block-tin, zinc,		
spelter, iron hoops, hollow ware,		
lead, shot, old junk, &c.	per ton, . . .	12½
Jars,—raisins, olives, oil,	each, . . .	½
Kegs,—crackers, under 6 lbs.,	each, . . .	½
Lumber :—		
Plank,	per 1000 ft. B. M. . .	10
Boards, scantling and timber,	per 1000 ft. B. M. . .	10
Clapboards,	per 1000 ft., . . .	8½
Albany plank,	per 100 plank, . . .	12½
Albany boards,	per 100 boards, . . .	10
Shingles,	per M., . . .	2
Oars,	per M. . .	10
Rent Clapboards,	per 1000 clapbds., . . .	15
Ship timber, per ton of 40 feet,	per ton, . . .	5
Spars,	per inch, . . .	½
Mahogany,	per 1000 ft. B. M., . . .	20
Pipe staves,	per M. . .	15
Hhd. staves and heading,	per M., . . .	12½

Lumber :—

		Cents.
Barrel staves and heading,	per M.,	7½
Hoops,	per M.,	10
Lath,	per M.,	1½
Hhd. shooks,	each,	½
Hoop-poles, (hhd.,)	per M.,	20
(barrel,)	per M.,	10
Poles under 4 inch,	per 1000 poles,	25
Bark,	per cord,	10
Wood,	per cord,	6
Cedar logs,	per 1000 ft. B. M.,	15
Lime,—(stone,)	per cask,	2
Leather,—upper, saddle and har-		
ness,	per 100 lbs.,	1½
sole,	per side,	½
Lead, (white) in kegs,	per 100 lbs.,	1
Mattresses,	each,	1
Millstones,	each,	20
Marble, building and step-stone,	per ton,	12½
in blocks and slabs,	per ton,	12½
Manure, (barn)	per horse-cart load,	6
Nails,—in casks over 200 lbs.	per cask,	1½
in casks under 200 lbs.	per cask,	1
Nankeens,	per 100 pieces,	1
Onions,	per 100 ropes,	2
in bulk,	per 100 bushels,	30
Oats,	per 100 bushels,	30
Oysters and clams,	per 100 bushels,	25
Oil,	per box or basket,	1
Plaster,	per ton,	6½
Potatoes,	per 100 bushels,	30
Provender,	per 100 bushels,	30
Pails,	per dozen,	1
Powder,	per cask,	1
Ploughs,	each,	1
Packages, (goods,)	per cubic foot,	½

Paper,—sheathing, . . .	per 100 lbs., .	1½
printing, . . .	per ream, .	½
writing and wrapping, . . .	per ream, .	½
Raisins,—in casks, . . .	per cask, .	1
in boxes, . . .	per box, .	½
Rice, . . .	per cask, .	3
Sacks,—almonds, . . .	each, . . .	1½
feathers, . . .	per 100 lbs., .	2½
rag, . . .	per ton, . . .	12½
Shovels, spades and scythes, . . .	per dozen, .	1
Sheep, . . .	each, . . .	1
Swine, . . .	each, . . .	1
Salt,—in bulk, . . .	per 100 bushels, .	37½
in sacks of 4 bushels each, . . .	per sack, .	1½
in bags of 28 lbs. each, . . .	per bag, .	½
Shorts and bran, . . .	per 100 bushels, .	20
Snuff,—in bladders, . . .	each, . . .	½
Sand,—white, . . .	per 100 bushels, .	12½
moulding, . . .	per ton, .	7
for potters' use, . . .	per ton, .	7
for ballast, . . .	per ton, .	3½
Stone,—flagging and curb, . . .	per 100 feet, .	20
cellar-steps and bridge, . . .	per 100 feet, .	25
ballast and building, . . .	per ton, .	3½
Tea,—bohea, . . .	per box, .	4
bohea, half box, . . .	per box, .	2
hyson, souchong, &c. . .	per box, .	2
Tobacco, . . .	per keg or box, .	1
rolls, . . .	per roll, .	½
Tin plate, . . .	per box, .	1
Trunks, (goods, &c.) . . .	each, . . .	4
Wheels, . . .	per pair, .	1
Wool, . . .	per 1000 lbs, .	10
Wood,—box, rose, satin, cocoa, lig- numvitæ, &c., . . .	per ton, . . .	12½

All other articles, not enumerated, in the same proportion.

This resolve shall at all times be liable to be altered or repealed by the General Assembly.

SUPPLEMENTARY RESOLUTION RELATING TO WHARFAGE OF NEW HAVEN AND NORTHAMPTON COMPANY, IN NEW HAVEN.

Whereas, a resolution has passed this Assembly at its present session relating to the rate of wharfage on the basin wharf in the city of New Haven :

Resolved by this Assembly, That nothing therein contained shall be construed to affect the rights of the Union Wharf Company, or the contractors to re-build and support Union wharf and pier in New Haven to collect wharfage in any case whatever, or any other existing rights of said company.

ADDITIONAL APPROPRIATION FOR THE INDEGENT DEAF AND DUMB.

[Passed May Session, 1844,—and accidentally omitted in the publication of the Resolutions and Private Acts of that year.]

Resolved by this Assembly, That the Comptroller of Public Accounts be, and he is hereby authorized and directed to draw an order on the Treasurer of this state in favor of the Governor, (Commissioner on the part of the state for the unfortunate deaf and dumb)—for the sum of five hundred dollars, in addition to the sum of twenty-five hundred dollars granted by a resolve of the General Assembly, at their May session, in 1843. *Provided*, that said additional

sum shall be expended in all respects in accordance with the provisions of said resolve of the General Assembly on this subject, passed at their May session, in 1843, and together with the sum allowed in said resolve shall not exceed in all the sum of three thousand dollars each year.

STATE OF CONNECTICUT, ss. }
SECRETARY'S OFFICE, 31st July, A. D. 1845. }

I hereby certify that I have compared the Resolves and Private Acts printed in this pamphlet with the originals deposited in this office, and find the same to be correct.

DANIEL P. TYLER,
Secretary of State.

COMPTROLLER'S REPORT.

STATE OF CONNECTICUT, .. }
OFFICE OF SECRETARY OF STATE, June 28, 1845. }

The following extracts from the Report of the Comptroller of Public Accounts exhibited to the General Assembly at their late session, comprise such parts of said report as are required by law to be published in the several newspapers in this state, by the Secretary of State.

DANIEL P. TYLER,
Secretary of State.

The State of Connecticut in general Account of Receipts and Expenditures of funds appropriated for current expenses of Government.

DR.

For amount of payments from the Treasury,
from 31st March, 1844, to 1st of April, 1845,
for current expenses of government, under
the following heads, namely :—

Debenture and contingent expenses of General Assembly,	\$17,641 56
Salaries of officers of Government,	11,434 00
Contingent expenses of do.	8,191 40
Judicial expenses of do.	31,776 29
Expense of supporting State Paupers,	1,500 00
Salary of Directors of State Prison,	300 00
Advances made to Quarter Master General,	793 46

Public Buildings and Institutions,	12,572	90	
Cleaning arms, repairs at arsenal,			
&c.,	100	00	
State and regimental standards,	50	00	
			<u>\$84,359 61</u>

March 31, 1845.—*For payments made by Treasurer from 31st March, 1844, to 1st April, 1845, in addition to payments on Comptroller's orders, as per Auditor's report, viz:*

For amount refunded Phoenix Bank, for over payment tax on non-resident stock,	14	40	
Do. Aetna Insurance Co. do.	10	00	
Balance paid between bank stock sold and purchased,	20	00	
State Tax remaining due from the town of New Hartford—list 1843,	183	92	
State Tax remaining due from the town of East Haddam—list 1843,	327	71	
			<u>556 03</u>
For abatements on State Tax—list of 1843,	4,952	25	
Travel, fees and commission allowed collectors on do.	1,562	97	
			<u>6,515 22</u>
			<u>91,430 86</u>
For balance of civil list funds in treasury, to new account,			25,300 89
			<u>\$116,731 76</u>

Cr.

April 1st, 1844.—By balance in the treasury this day, as per Comptroller's Report to the General Assembly of 1844, \$32,431 91

By payments into the Treasury, from 31st March, 1844, to 1st April, 1845, viz:

From avails of courts,	722 13
From forfeited bonds, &c.,	1,742 96
From State Prison,	10,000 00
From licenses to pedlars, &c.	710 34

FROM DIVIDENDS ON BANK STOCK OWNED BY THE STATE, VIZ:

1844—May. By dividend on 7 shares Farmers & Mechanics Bank stock, at 3 per cent., \$21 00

June.—By do. on 1628 shares Hartford Bank stock, at $3\frac{1}{2}$ per cent., 5,698 00

July.—By do. on 593 shares Middletown Bank stock, at 3 per cent., 1,779 00

July.—By do. on 293 shares New Haven Bank stock, at 4 per cent., 2,344 00

Sept.—By do. on 1186 shares Phoenix Bank stock, at $3\frac{1}{2}$ per cent., 4,151 00

Nov.—By do. on 7 shares Farmers and Mechanics Bank stock, at $3\frac{1}{2}$ per cent., 24 50

Dec.—By do. on 1628 shares Hartford Bank stock, at $3\frac{1}{2}$ per cent., 5,698 00

1845.—Jan. By do. on 593 shares Middletown Bank stock, at 3 per cent.,	1,779 00	
Jan.—By do. on 294 shares New Haven Bank stock, at 4 per cent.,	2,192 00	
March.—By do. on 1186 shares Phoenix Bank stock, at $3\frac{1}{2}$ per cent.,	4,151 00	
	<hr/>	27,837 50

FROM TAXES.

1844.—Oct. By amount of State Tax of $\frac{2}{3}$ of 1 per cent. on Bank, Insurance and Turnpike stock of non-residents,	3,156 79	
1845.—March. By gross amount of State Tax of 1 cent on the dollar, on list of 1843, received of the several towns,	40,130 12	
	<hr/>	43,286 91
		<hr/>
		\$116,731 75
		<hr/>
April 1, 1845.—By balance from old account brought down,		25,300 89

PERMANENT FUND.

The permanent fund of the State on this 1st April, 1845, consists of bank stock transferable, and of bank stock not transferable, or subscriptions to the capital of sundry banks, which may be withdrawn on giving six months' notice, viz:

Bank stock not transferable.

Hartford Bank	1,484 sh's,	at \$100	\$148,400 00
Phoenix	" 890 "	at 100	89,000 00
New Haven	" 274 "	at 200	54,800 00
Middletown	" 593 "	at 100	59,300 00
Far. & Mec.	" 49 "	at 100	4,900 00
			<hr/> \$356,400 00

Bank stock purchased and transferable.

Hartford Bank,	144 sh's,	at \$100	\$14,400 00
Phoenix	" 296 "	at 100	29,600 00
			<hr/> 44,000 00
			<hr/> \$400,400 00

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